

**ADOPTION SUPPLEMENT**

Lightyear Network Solutions, LLC hereby adopts, ratifies, and in every respect makes its own, as if the same had been originally filed by it, Kentucky Tariff No. 6 filed with the Public Service Commission, Commonwealth of Kentucky, by Lightyear Communications, Inc. This tariff will be Kentucky Tariff No. 2.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
OFFICE OF

JAN 25 2004

PURSUANT TO ORDER BY THE  
COMMISSION

BY   
EXECUTIVE DIRECTOR

Issued: December 10, 2003

Effective: January 25, 2004

Issued By: John J. Greive, Vice President of Regulatory Affairs and General Counsel  
1901 Eastpoint Parkway  
Louisville, Kentucky 40223

**LIGHTYEAR COMMUNICATIONS, INC.**

Kentucky Tariff No. 6

Original Title Page

*Cancels and Replaces Lightyear Communications, Inc.*

*Kentucky Tariff No. 4 in its entirety*

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**RULES, REGULATIONS, AND  
SCHEDULE OF RATES AND CHARGES  
APPLICABLE TO END USER**

**LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES**

**FURNISHED BY**

**LIGHTYEAR COMMUNICATIONS, INC.**

**WITHIN THE STATE OF KENTUCKY**

*This tariff cancels and replaces the Lightyear Communications, Inc. Kentucky Local Exchange Telecommunications Tariff No. 4 in its entirety.*

**PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE**

**OCT 11 2000**

**PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)**

BY: Stephan D. Bue  
SECRETARY OF THE COMMISSION

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KYL0003

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**CHECK SHEET**

The Title Page and pages listed below are inclusive and effective as of the date shown. Original and revised pages as named below contain all changes from the original tariff that are in effect on the date shown on each page.

<u>Page</u> <u>Number</u>	<u>Revision</u>	<u>Page</u> <u>Number</u>	<u>Revision</u>	<u>Page</u> <u>Number</u>	<u>Revision</u>
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1	Fourth Revised	32	Original	65	First Revised
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22	Original	56	Original	87.1	First Revised
23	Original	57	First Revised	88	Original
24	Original	58	First Revised	89	Original
25	Original	59	Second Revised*	90	Original
26	Original	60	Third Revised*	91	Original
27	Original	60.1	Original	92	Original
28	Original	61	Original		
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106.1	Original *				
106.2	Original *				
106.3	Original *				
107	First Revised *				
107.1	Original *				
108	First Revised *				

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(T)

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**EXPLANATION OF SYMBOLS**

The following symbols shall be used in this tariff for the purpose indicated below:

- (C) To signify changed regulation.
- (D) To signify discontinued rate or regulation.
- (I) To signify increased rate.
- (M) To signify a move in the location of text.
- (N) To signify new rate or regulation.
- (R) To signify reduced rate.
- (S) To signify reissued matter.
- (T) To signify a change in text but no change in rate or regulation.

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KYL0003



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**TARIFF FORMAT**

- A. Page numbering** - Page numbers appear in the upper right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the Tariff. When a new page is added between pages already in effect, a decimal is added. For example, a new page added between pages 14 and 15 would be 14.1.
- B. Page Revision Numbers** - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current page version on file with the Commission. For example, the 4th revised Page 14 cancels the 3rd revised Page 14. Because of various suspension periods, deferrals, etc. the Department follows in their tariff approval process, the most current page number on file with the Department is not always the Tariff page in effect.
- C. Paragraph Numbering Sequence** - There are various levels of alphanumeric coding. Each level of coding is subservient to its next higher level. The following is an example of the numbering sequence suggested for use in tariffs.
- 2.1.
  - 2.1.1.
  - 2.1.1.A.
  - 2.1.1.A.1
  - 2.1.1.A.1.(a)
  - 2.1.1.A.1.(a).1
  - 2.1.1.A.1.(a).1.(i)
  - 2.1.1.A.1.(a).1.(i)(1)
- D. Check Sheet** - When a tariff filing is made with the Commission, an undated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is updated to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on the check sheet if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular page is the most current on file with the Commission.

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**APPLICATION OF TARIFF**

This tariff sets forth the service offerings, rates, terms and conditions applicable to the local exchange, exchange access, and intrastate toll communications services within the state of Kentucky.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
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## SECTION 1 - DEFINITIONS

For the purpose of this tariff, the following definitions will apply:

**Access Line** - An arrangement from a local exchange telephone company or other common carrier, using either dedicated or switched access, which connects a Customer's location to Carrier's location or switching center. (N)  
(N)

**Advance Payment:** Part or all of a payment required before the start of service.

**Automatic Number Identification ("ANI"):** Allows the automatic transmission of a caller's billing account telephone number to a local exchange company, interexchange carrier or a third party subscriber. The primary purpose of ANI is to allow for billing of toll calls.

**Bit:** The smallest unit of information in the binary system of notation.

**Calling Card** - A proprietary card through which service is accessed by dialing a company-provided access number, and which enables the Customer or User to place calls over the network and to have the charges for such calls billed to the Customer's account. (D)  
(D)

**Company** - Whenever used in this tariff, "Company" refers to Lightyear Communications, Inc., unless otherwise specified or clearly indicated by the context.

**Company Calling Card** - A telephone calling card issued by the Company at the Customer's request, which enables the Customer or User(s) to place calls over the Network and to have the charges for such calls billed to the Customer's account.

**Credit Card** - "Credit Card" means any card, plate, coupon book, or other single credit device that may be used from time to time to obtain credit.

**Customer or Subscriber:** The person, firm or corporation which orders service and is responsible for the payment of charges and compliance with the Company's regulations.

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**SECTION 1 - DEFINITIONS, (CONT'D.)**

**Deposit:** Refers to a cash or equivalent of cash security held as a guarantee for payment of the charges.

**DID Trunk:** A form of local switched access that provides the ability for an outside party to call an internal extension directly without the intervention of the Company operator.

**Direct Inward Dial (or "DID"):** A service attribute that routes incoming calls directly to stations, bypassing a central answering point.

**Direct Outward Dial (or "DOD"):** A service attribute that allows individual station users to access and dial outside numbers directly.

**End Office:** With respect to each NPA-NXX code prefix assigned to the Company, the location of the Company's "end office" for purposes of this tariff shall be the point of interconnection associated with that NPA-NXX code in the Local Exchange Routing Guide ("LERG"), issued by Bellcore.

(M)

**Hearing Impaired:** Those persons with communication impairments, including those hearing impaired, deaf, deaf/blind, and speech impaired persons who have an impairment that prevents them from communicating over the telephone without the aid of a telecommunications device for the deaf.

**Hunting:** Routes a call to an idle station line in a prearranged group when the called station line is busy.

**IXC or Interexchange Carrier:** A long distance telecommunications services provider.

**Interruption -** The inability to complete calls due to equipment malfunctions or human errors.

(N)

*(M) = Some material previously found on this page has been moved to First Revised Page 12.*

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**SECTION 1 - DEFINITIONS, (CONT'D.)**

**LATA:** A Local Access and Transport Area established pursuant to the Modification of Final Judgment entered by the United States District Court for the District of Columbia in Civil Action No. 82-0192; or any other geographic area designated as a LATA in the National Exchange Carrier Association, Inc. Tariff F.C.C. No. 4.

**LEC -** Local Exchange Company refers to the dominant, monopoly local telephone company in the area also served by the Company. (N)  
(N)

**Lightyear:** Lightyear Communications, Inc., the issuer of this tariff.

**Monthly Recurring Charges:** The monthly charges to the Customer for services, facilities and equipment, which continue for the agreed upon duration of the service.

**Network -** Refers to the Company's facilities, equipment, and services provided under this tariff.

**Nonrecurring Charge ("NRC"):** The initial charge, usually assessed on a one-time basis, to initiate and establish service.

**NPA:** Numbering plan area or area code.

**PBX:** Private Branch Exchange

**PIN -** Personal Identification Number. See Authorization Code. (N)

**Point of Presence ("POP"):** Point of Presence

**Recurring Charges:** The monthly charges to the Customer for services, facilities and equipment which continue for the agreed upon duration of the service.

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**SECTION 1 - DEFINITIONS, (CONT'D.)**

**Service(s)** - Refers to all telecommunications services and other services related thereto provided by the Company to Customers or Users.

**Service Commencement Date:** The first day following the date on which the Company notifies the Customer that the requested service or facility is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order or this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance. The Company and Customer may mutually agree on a substitute Service Commencement Date.

**Service Order:** The written request for Network Services executed by the Customer and the Company in the format devised by the Company. The signing of a Service Order by the Customer and acceptance by the Company initiates the respective obligations of the parties as set forth therein and pursuant to this tariff, but the duration of the service is calculated from the Service Commencement Date.

**Shared Facility:** Equipment system or subsystem that can be used simultaneously by several Customers.

**Telephone Company:** Denotes any individual, partnership, association, joint-stock company, trust, or corporation authorized by the appropriate regulatory bodies to engage in providing public switched communication service throughout an exchange area, and between exchange areas within the LATA. (T) (M)

**Term Commitment** – Customer who commits to using the carrier's service for a specified time may be eligible for lower rates. Rates may be used on length of term and volume.

**Term Discount** – Specified discounts the carrier may provide a customer who commits to using certain carrier services for a specified period of time.

**Two Way:** A service attribute that includes outward dial capabilities for outbound calls and can also be used to carry inbound calls to a central point for further processing. (D)

**User or End User:** Any person or entity that obtains the Company's services provided under this tariff, regardless of whether such person or entity is so authorized by the Customer.

*(M) = Some material found on this page was previously found on Original Page 10.*

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**SECTION 2 - RULES AND REGULATIONS****2.1 Undertaking of the Company****2.1.1 Scope**

The Company undertakes to furnish communications service pursuant to the terms of this tariff in connection with one-way and/or two-way information transmission originating from points within the State of Kentucky, and terminating within a local calling area as defined herein.

The Company is responsible under this tariff only for the services and facilities provided hereunder, and it assumes no responsibility for any service provided by any other entity that purchases access to the Company network in order to originate or terminate its own services, or to communicate with its own Customers.

**2.1.2 Shortage of Equipment or Facilities**

- A. The Company reserves the right to limit or to allocate the use of existing facilities, or of additional facilities offered by the Company, when necessary because of lack of facilities, or due to some other cause beyond the Company's control.
- B. The furnishing of service under this tariff is subject to the availability on a continuing basis of all the necessary facilities and is limited to the capacity of the Company's facilities as well as facilities the Company may obtain from other carriers to furnish service from time to time as required at the sole discretion of the Company.

PUBLIC SERVICE COMMISSION  
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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.1 Undertaking of the Company, (Cont'd.)**

**2.1.3 Terms and Conditions**

- A. Service is provided on the basis of a minimum period of at least thirty days, 24-hours per day. For the purpose of computing charges in this tariff, a month is considered to have thirty (30) days.
- B. Customers may be required to enter into written or verbal service orders which shall contain or reference a specific description of the service ordered, the rates to be charged, the duration of the services, and the terms and conditions in this tariff. Customers will also be required to execute any other documents as may be reasonably requested by the Company.
- C. Except as otherwise stated in the tariff, at the expiration of the initial term specified in each Service Order, or in any extension thereof, service shall continue on a month to month basis at the then current rates unless terminated by either party upon thirty (30) days notice. Any termination shall not relieve the Customer of its obligation to pay any charges incurred under the service order and this tariff prior to termination. The rights and obligations which by their nature extend beyond the termination of the term of the service order shall survive such termination.
- D. This tariff shall be interpreted and governed by the laws of the State of Kentucky without regard for its choice of laws provision.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.1 Undertaking of the Company, (Cont'd.)****2.1.3 Terms and Conditions, (cont'd.)**

- E.** Other carriers may not interfere with the right of any person or entity to obtain service directly from the Company. No person or entity shall be required to make any payment, incur any penalty, monetary or otherwise, or purchase any services in order to have the right to obtain service directly from the Company.
- F.** To the extent that either the Company or any other carrier exercises control over available cable pairs, conduit, duct space, raceways, or other facilities needed by the other to reach a person or entity, the party exercising such control shall make them available to the other on terms equivalent to those under which the Company makes similar facilities under its control available to its Customers. At the reasonable request of either party, the Company and the other carrier shall jointly attempt to obtain from the owner of the property access for the other party to serve a person or entity.
- G.** The Company hereby reserves its rights to establish service packages specific to a particular Customer. These contracts may or may not be associated with volume and/or term discounts.

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

## 2.1 Undertaking of the Company, (Cont'd.)

## 2.1.4 Liability of the Company

- A. The provisions of this section of this rule do not apply to errors and omissions caused by willful misconduct, fraudulent conduct or violations of laws by the Company. (N)
- B. In the event an error or omission is caused by the gross negligence of the Company, the liability of the Company shall be limited to and in no event exceed the sum of \$10,000.
- C. Except as provided in Paragraphs (A) and (B) of this Rule, the liability of the Company for damages arising out of mistakes, omissions, interruptions, delays, errors or defects in any of the services or private line, alphabetical directory listings (excluding the use of bold type), and all other services shall in no event exceed an amount equal to the pro rata charges to the Customer for the periods during which the services or facilities area affected by the mistake, omission, interruption, delay, error or defect, provided, however, that where any mistake, omission, interruption, delay, error or defect of any one service or facility affects or diminishes the value of any other service, said liability shall include such diminution, but in no event shall exceed the total amount of the charges to the Customer for all services or facilities for the period affected by the mistake, omission, interruption, delay, error or defect.
- D. The Company shall not be liable for errors in transmitting, receiving or delivering oral messages by telephone over the lines of the Company and connecting utilities.
- E. The Utility shall have the right to make necessary repairs or changes in its facilities at any time and will have the right to suspend or interrupt service temporarily for the purpose of making the necessary repairs or changes in its system. When such suspension or interruption of service for any appreciable period is necessary, the Utility will give the customers who may be affected as reasonable notice thereof as circumstances will permit, and will prosecute the work with reasonable diligence, and, if practicable, at times that will cause the least inconvenience. (N)

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

2.1 Undertaking of the Company, (Cont'd.)

2.1.4 Liability of the Company, (cont'd.)

- (D)
- (D)
- F. Except for the extension of allowances to the Customer for interruptions in service as set forth in this tariff, the Company shall not be liable to a Customer or third party for any direct, indirect, special, incidental, reliance, consequential, exemplary or punitive damages, including, but not limited to, loss of revenue or profits, for any reason whatsoever, including, but not limited to, any act or omission, failure to perform, delay, interruption, failure to provide any service or any failure in or breakdown of facilities associated with the service. (T)
- G. The liability of the Company for errors in billing that result in overpayment by the Customer will be limited to a credit equal to the dollar amount erroneously billed or, in the event that payment has been made and service has been discontinued, to a refund of the amount erroneously billed. (T)

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.1 Undertaking of the Company, (Cont'd.)**

**2.1.4 Liability of the Company, (cont'd.)**

**H.** The Company shall not be liable for any claims for loss or damages involving: (T)

1. Any act or omission of: (a) the Customer, (b) any other entity furnishing service, equipment or facilities for use in conjunction with services or facilities provided by the Company; or (c) common carriers or warehousemen;
2. Any delay or failure of performance or equipment due to causes beyond the Company's control, including but not limited to, acts of God, fires, floods, earthquakes, hurricanes, or other catastrophes; national emergencies, insurrections, riots, wars or other civil commotions; strikes, lockouts, work stoppages or other labor difficulties; criminal actions taken against the Company; unavailability, failure or malfunction of equipment or facilities provided by the Customer or third parties; and any law, order, regulation or other action of any governing authority or agency thereof;
3. Any unlawful or unauthorized use of the Company's facilities and services;
4. Libel, slander, invasion of privacy or infringement of patents, trade secrets, or copyrights arising from or in connection with the transmission of communications by means of Company-provided facilities or services; or by means of the combination of Company-provided facilities or services with Customer-provided facilities or services;
5. Breach in the privacy or security of communications transmitted over the Company's facilities;

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

2.1 Undertaking of the Company, (Cont'd.)

2.1.4 Liability of the Company, (cont'd.)

H. (cont'd)

(T)

6. Changes in any of the facilities, operations or procedures of the Company that render any equipment, facilities or services provided by the Customer obsolete, or require modification or alteration of such equipment, facilities or services, or otherwise affect their use or performance, except where reasonable notice is required by the Company and is not provided to the Customer, in which event the Company's liability is limited as set forth in this tariff;
7. Defacement of or damage to Customer premises resulting from the furnishing of services or equipment on such premises or the installation or removal thereof;
8. Injury to property or injury or death to persons, including claims for payments made under Workers' Compensation law or under any plan for employee disability or death benefits, arising out of, or caused by, any act or omission of the Customer, or the construction, installation, maintenance, presence, use or removal of the Customer's facilities or equipment connected, or to be connected to the Company's facilities;
9. Any intentional, wrongful act of a Company employee when such act is not within the scope of the employee's responsibilities for the Company and/or is not authorized by the Company;
10. Any representations made by Company employees that do not comport, or that are inconsistent, with the provisions of this tariff;
11. Any noncompletion of calls due to network busy conditions;
12. Any calls not actually attempted to be completed during any period that service is unavailable;

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## SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

## 2.1 Undertaking of the Company, (Cont'd.)

## 2.1.4 Liability of the Company, (cont'd.)

- I. The Company shall be indemnified, defended and held harmless by the Customer or User from and against any and all claims, loss, demands, suits, expense, or other action or any liability whatsoever, including attorney fees, whether suffered, made, instituted, or asserted by the Customer or by any other party, for any personal injury to or death of any person or persons, and for any loss, damage or destruction of any property, including environmental contamination, whether owned by the Customer or by any other party, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, presence, condition, location, use or removal of any Company or Customer equipment or facilities or Service provided by the Company. (T)
- J. The Company does not guarantee nor make any warranty with respect to installations provided by it for use in an explosive atmosphere. The Company shall be indemnified, defended and held harmless by the Customer from and against any and all claims, loss, demands, suits, or other action, or any liability whatsoever, including attorney fees, whether suffered, made, instituted or asserted by the Customer or by any other party, for any personal injury to or death of any person or persons, and for any loss, damage or destruction of any property, including environmental contamination, whether owned by the Customer or by any other party, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, presence, condition, location, use or removal of any equipment or facilities or the Service. (T)
- K. The Company assumes no responsibility for the availability or performance of any cable or satellite systems or related facilities under the control of other entities, or for other facilities provided by other entities used for Service to the Customer, even if the Company has acted as the Customer's agent in arranging for such facilities or Services. Such facilities are provided subject to such degree of protection or non-preemptibility as may be provided by the other entities. (T)

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

2.1 Undertaking of the Company, (Cont'd.)

2.1.4 Liability of the Company, (cont'd.)

- L. Any claim of whatever nature against the Company shall be deemed conclusively (T)  
to have been waived unless presented in writing to the Company within thirty (30)  
days after the date of the occurrence that gave rise to the claim.
- M. THE COMPANY MAKES NO WARRANTIES OR REPRESENTATIONS, (T)  
EXPRESS OR IMPLIED, EITHER IN FACT OR BY OPERATION OF LAW,  
STATUTORY OR OTHERWISE, INCLUDING WARRANTIES OF  
MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE, EXCEPT  
THOSE EXPRESSLY SET FORTH HEREIN.

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(M) - Certain material previously found on this page has been moved to Original Page 20.2.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.1 Undertaking of the Company, (Cont'd.)****2.1.5 Notification of Service-Affecting Activities**

The Company will provide the Customer reasonable notification of service-affecting activities that may occur in normal operation of its business. Such activities may include, but are not limited to, equipment or facilities additions, removals or rearrangements and routine preventative maintenance. Generally, such activities are not specific to an individual Customer but affect many Customers' services. No specific advance notification period is applicable to all service activities. The Company will work cooperatively with the Customer to determine the reasonable notification requirements. With some emergency or unplanned service-affecting conditions, such as an outage resulting from cable damage, notification to the Customer may not be possible.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.1 Undertaking of the Company, (Cont'd.)****2.1.6 Provision of Equipment and Facilities**

- A. The Company shall use reasonable efforts to maintain only the facilities and equipment that it furnishes to the Customer. The Customer may not nor may the Customer permit others to rearrange, disconnect, remove, attempt to repair, or otherwise interfere with any of the facilities or equipment installed by the Company, except upon the written consent of the Company.
- B. The Company may substitute, change or rearrange any equipment or facility at any time and from time to time, but shall not thereby alter the technical parameters of the service provided the Customer.
- C. Equipment the Company provides or installs at the Customer Premises for use in connection with the services the Company offers shall not be used for any purpose other than that for which the equipment is provided.
- D. Except as otherwise indicated, Customer provided station equipment at the Customer's premises for use in connection with this service shall be so constructed, maintained and operated as to work satisfactorily with the facilities of the Company.
- E. The Company shall not be responsible for the installation, operation, or maintenance of any Customer provided communications equipment. Where such equipment is connected to the facilities furnished pursuant to this tariff, the responsibility of the Company shall be limited to the furnishing of facilities offered under this tariff and to the maintenance and operation of such facilities. Subject to this responsibility, the Company shall not be responsible for:
  - 1. the through transmission of signals by Customer provided equipment or for the quality of, or defects in, such transmission; or
  - 2. the reception of signals by Customer-provided equipment; or
  - 3. network control signaling where such signaling is performed by Customer-provided network control signaling equipment.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.1 Undertaking of the Company, (Cont'd.)****2.1.7 Nonroutine Installation**

At the Customer's request, installation and/or maintenance may be performed outside the Company's regular business hours or in hazardous locations. In such cases, charges based on cost of the actual labor, material, or other costs incurred by or charged to the Company will apply. If installation is started during regular business hours but, at the Customer's request, extends beyond regular business hours into time periods including, but not limited to, weekends, holidays, and/or night hours, additional charges may apply.

**2.1.8 Special Construction**

Subject to the agreement of the Company and to all of the regulations contained in this tariff, special construction of facilities may be undertaken on a reasonable efforts basis at the request of the Customer. Special construction is construction undertaken:

- A. where facilities are not presently available, and there is no other requirement for the facilities so constructed;
- B. of a type other than that which the Company would normally utilize in the furnishing of its services;
- C. over a route other than that which the Company would normally utilize in the furnishing of its services;
- D. in a quantity greater than that which the Company would normally construct;
- E. on an expedited basis;
- F. on a temporary basis until permanent facilities are available;
- G. involving abnormal costs; or
- H. in advance of its normal construction.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.1 Undertaking of the Company, (Cont'd.)****2.1.9 Ownership of Facilities**

Title to all facilities provided in accordance with this tariff remains in the Company, its partners, agents, contractors or suppliers.

**2.2 Prohibited Uses**

- 2.2.1** The services the Company offers shall not be used for any unlawful purpose or for any use as to which the Customer has not obtained all required governmental approvals, authorizations, licenses, consents and permits.
- 2.2.2** The Company may require applicants for service who intend to use the Company's offerings for resale and/or for shared use to file a letter with the Company confirming that their use of the Company's offerings complies with relevant laws and the Kentucky Public Service Commission's regulations, policies, orders, and decisions.
- 2.2.3** The Company may block any signals being transmitted over its Network by Customers which cause interference to the Company or other users. Customer shall be relieved of all obligations to make payments for charges relating to any blocked Service and shall indemnify the Company for any claim, judgment or liability resulting from such blockage.
- 2.2.4** A Customer, joint user, or authorized user may not assign, or transfer in any manner, the service or any rights associated with the service without the written consent of the Company. The Company will permit a Customer to transfer its existing service to another entity if the existing Customer has paid all charges owed to the Company for regulated communications services. Such a transfer will be treated as a disconnection of existing service and installation of new service, and nonrecurring installation charges as stated in this tariff will apply.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.3 Obligations of the Customer****2.3.1 General**

- A. The Customer is responsible for payment of all charges for Services and equipment provided under this tariff.
- B. The Customer is responsible for placing any necessary orders; for complying with tariff regulations; for the placement of any stickers or tent cards provided by the Company or as required by law; and for assuring that Users comply with tariff regulations. The Customer shall ensure compliance with any applicable laws, regulations, orders or other requirements (as they exist from time to time) of any governmental entity relating to Services provided or made available by the Customer to Users. The Customer is also responsible for the payment of charges for calls originated at the Customer's numbers which are not collect, third party, calling card, or credit card calls.
- C. The Customer is responsible for charges incurred for special construction and/or special facilities which the Customer requests and which are ordered by the Company on the Customer's behalf.
- D. The Customer is responsible for damage to or loss of the Company's facilities or equipment caused by the acts or omissions of the Customer; or the noncompliance by the Customer, with these regulations; or by fire or theft or other casualty on the Customer Premises, unless caused by the negligence or willful misconduct of the employees or agents of the Company;
- E. The Customer is responsible for providing at no charge, as specified from time to time by the Company, any needed equipment, space and power to operate Company facilities and equipment installed on the premises of the Customer, and the level of heating and air conditioning necessary to maintain the proper operating environment on such premises;

The Customer is responsible for arranging access to its premises at times mutually agreeable to the Company and the Customer when required by Company personnel to install, repair, maintain, program, inspect or remove equipment with the provision of the Company's Services.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.3 Obligations of the Customer, (Cont'd.)****2.3.1 General, (cont'd.)**

**G.** The Customer is responsible for obtaining, maintaining, and otherwise having full responsibility for all rights-of-way and conduit necessary for installation of fiber optic cable and associated equipment used to provide Communications Services to the Customer from the cable building entrance or property line to the location of the equipment space described in Section 2.3.1(E). Any and all costs associated with the obtaining and maintaining the rights-of-way described herein, including the costs of altering the structure to permit installation of the Company provided facilities, shall be borne entirely by, or may be charged by the Company to, the Customer. The Company may require the Customer to demonstrate its compliance with this section prior to accepting an order for service.

**H.** The Customer shall ensure that the equipment and/or system is properly interfaced with Company facilities or Services, that the signals emitted into the Company's Network are of the proper mode, bandwidth, power, and signal level for the intended use of the Customer and in compliance with the criteria set forth in this tariff, and that the signals do not damage equipment, injure personnel, or degrade Service to other Customers. If the Federal Communications Commission or some other appropriate certifying body certifies terminal equipment as being technically acceptable for direct electrical connection with interstate communications service, the Company will permit such equipment to be connected with its channels without use of protective interface devices.

If the Customer fails to maintain the equipment and/or the system properly, with resulting imminent harm to Company equipment, personnel, or the quality of Service to other Customers, the Company may, upon written notice, require the use of protective equipment at the Customer's expense. If this fails to produce satisfactory quality and safety, the Company may, upon written, terminate the Customer's Service.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.3 Obligations of the Customer, (Cont'd.)****2.3.1 General, (cont'd.)**

- I.** The Customer is responsible for providing a safe place to work and complying with all laws and regulations regarding the working conditions on the premises at which Company employees and agents shall be installing or maintaining the Company's facilities and equipment. The Customer may be required to install and maintain Company facilities and equipment within a hazardous area if, in the Company's opinion, injury or damage to the Company employees or property might result from installation or maintenance by the Company. The Customer shall be responsible for identifying, monitoring, removing and disposing of any hazardous material (e.g., friable asbestos) prior to any construction or installation work;
- J.** The Customer is responsible for complying with all laws and regulations applicable to, and obtaining all consents, approvals, licenses and permits as may be required with respect to, the location of Company facilities and equipment in any Customer premises or the rights-of-way for which Customer is responsible under Section 2.3.1(G); and granting or obtaining permission for Company agents or employees to enter the premises of the Customer at any time for the purpose of installing, inspecting, maintaining, repairing, or upon termination of service as stated herein, removing the facilities or equipment of the Company;
- K.** The Customer is responsible for not creating or allowing to be placed any liens or other encumbrances on the Company's equipment or facilities;
- L.** The Customer is responsible for making Company facilities and equipment available periodically for maintenance purposes at a time agreeable to both the Company and the Customer. No allowance will be made for the period during which service is interrupted for such purposes;

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.3 Obligations of the Customer, (Cont'd.)**

**2.3.1 General, (cont'd.)**

- M.** The Customer is responsible for compliance with the applicable regulations set forth in this tariff; and
- N.** The Customer shall indemnify and save the Company harmless from all liability disclaimed by the Company as specified in this tariff, arising in connection with the provision of Service by the Company, and shall protect and defend the Company from any suits or claims against the Company and shall pay all expenses and satisfy all judgments rendered against the Company in connection herewith. The Company will notify the Customer of any suit or claim against the Company of which it is aware.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.3 Obligations of the Customer, (Cont'd.)****2.3.2 Liability of the Customer**

- A.** The Customer must pay the Company for replacement or repair of damage to the equipment or facilities of the Company caused by the negligent or willful acts of the Customer, Users, or others, by improper use of the Services, or by use of equipment provided by the Customer, Users, or others.
- B.** To the extent caused by any negligent or intentional act of the Customer as described in (A), preceding, the Customer shall indemnify, defend and hold harmless the Company from and against all claims, actions, damages, liabilities, costs and expenses, including reasonable attorneys' fees, for (1) any loss, destruction or damage to property of any third party, and (2) any liability incurred by the Company to any third party pursuant to this or any other tariff of the Company, or otherwise, for any interruption of, interference to, or other defect in any service provided by the Company to such third party.
- C.** The Customer shall not assert any claim against any other Customer or user of the Company's services for damages resulting in whole or in part from or arising in connection with the furnishing of service under this tariff including but not limited to mistakes, omissions, interruptions, delays, errors or other defects or misrepresentations, whether or not such other Customer or user contributed in any way to the occurrence of the damages, unless such damages were caused solely by the negligent or intentional act or omission of the other Customer or user and not by any act or omission of the Company. Nothing in this tariff is intended either to limit or to expand Customer's right to assert any claims against third parties for damages of any nature other than those described in the preceding sentence.
- D.** The Customer must pay for the loss through theft of any Company equipment installed at Customer's premises.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.4 Customer Equipment and Channels****2.4.1 General**

A user may transmit or receive information or signals via the facilities of the Company. The Company's services are designed primarily for the transmission of voice-grade telephonic signals, except as otherwise stated in this tariff. A user may transmit any form of signal that is compatible with the Company's equipment, but the Company does not guarantee that its services will be suitable for purposes other than voice-grade telephonic communication except as specifically stated in this tariff.

**2.4.2 Station Equipment**

- A.** Terminal equipment on the user's premises and the electric power consumed by such equipment shall be provided by and maintained at the expense of the user. The user is responsible for the provision of wiring or cable to connect its terminal equipment to the Company's network.
- B.** The Customer is responsible for ensuring that Customer-provided equipment connected to Company equipment and facilities is compatible with such equipment and facilities. The magnitude and character of the voltages and currents impressed on Company-provided equipment and wiring by the connection, operation, or maintenance of such equipment and wiring shall be such as not to cause damage to the Company-provided equipment and wiring or injury to the Company's employees or to other persons. Any additional protective equipment required to prevent such damage or injury shall be provided by the Company at the Customer's expense, subject to prior Customer approval of the equipment expense.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.4 Customer Equipment and Channels, (Cont'd.)****2.4.3 Inspections**

- A.** Upon suitable notification to the Customer, and at a reasonable time, the Company may make such tests and inspections as may be necessary to determine that the Customer is complying with the requirements set forth in Section 2.4.2(B) for the installation, operation, and maintenance of Customer-provided facilities, equipment, and wiring in the connection of Customer-provided facilities and equipment to Company-owned facilities and equipment.
- B.** If the protective requirements for Customer-provided equipment are not being complied with, the Company may take such action as it deems necessary to protect its facilities, equipment, and personnel. The Company will notify the Customer promptly if there is any need for further corrective action. Within ten days of receiving this notice, the Customer must take this corrective action and notify the Company of the action taken. If the Customer fails to do this, the Company may take whatever additional action is deemed necessary, including the suspension of service, to protect its facilities, equipment and personnel from harm.
- C.** If harm to the Company's network, personnel or services is imminent, the Company reserves the right to shut down Customer's service immediately, with no prior notice required.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.5 Customer Deposits and Advance Payments****2.5.1 Advance Payments**

To safeguard its interests, the Company may require a Customer to make an advance payment before services and facilities are furnished. The advance payment will not exceed an amount equal to the nonrecurring charge(s) and one (1) month's charges for the service or facilities. In addition, the advance payment may also include an amount equal to the estimated nonrecurring charges and recurring charges for a period to be set between the Company and the Customer. The advance payment will be credited to the Customer's next bill. Advance payments do not accrue interest. An advance payment may be required in addition to a deposit.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.5 Customer Deposits and Advance Payments (Cont'd.)****2.5.2 Deposits**

- A. To safeguard its interests, the Company may require the Customer to make a deposit to be held as a guarantee for the payment of charges in accordance with Kentucky Public Service Commission Rules. A deposit may be required if the Customer's financial condition is not acceptable to the Company or is not a matter of general knowledge. A deposit does not relieve the Customer of the responsibility for the prompt payment of bills on presentation. The deposit will not exceed an amount equal to two and one-half months of the estimated charge for the service for the ensuing twelve months. A deposit may be required in addition to an advance payment.
- B. Upon discontinuance of service, the Company shall promptly and automatically refund the Customer's deposit plus accrued interest, or the balance, if any, in excess of the unpaid bills including any penalties assessed for service furnished by the Company.
- C. Deposits will accrue interest annually in accordance with Kentucky Public Service Commission Rules. Upon request of the Customer, accrued interest shall be annually credited to the Customer by deducting such interest from the amount of the next bill for service following the accrual date.
- D. The Company will annually and automatically refund the deposits of Customers who have paid bills for eighteen consecutive months without having had service discontinued for nonpayment or had more than one occasion on which a bill was not paid within the period prescribed and are not then delinquent in payment.

PUBLIC SERVICE COMMISSION  
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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements****2.6.1 Payment for Service**

The Customer is responsible for the payment of all charges for facilities and services furnished by the Company to the Customer.

- A.** The Customer is responsible for the payment of federal excise taxes, state and local sales and use taxes and similar taxes imposed by governmental jurisdictions, all of which shall be separately designated on the Company's invoices. The Company will not separately charge for the Kentucky gross receipts tax on the Company's invoice for local services. Any taxes imposed by a local jurisdiction (e.g., county and municipal) will only be recovered from those Customers residing in the affected jurisdictions.
- B.** Certain telecommunications services, as defined in the Kentucky Revised Statutes, are subject to state sales tax at the prevailing tax rates, if the services originate, or terminate in Kentucky, or both, and are charged to a subscriber's telephone number or account in Kentucky.

**C. Kentucky Universal Service Fund (KUSF)**

In order to support funding of LifeLine service to low-income consumers, the Company will collect a monthly Kentucky LifeLine Support charge from its Customers for each local line provided by the Company. Beginning January 1, 2001, the charge per line will be applied at the rate of \$0.05 per month.

(T/I)

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements, (Cont'd.)****2.6.2 Billing and Collection of Charges**

The Customer is responsible for payment of all charges incurred by the Customer or other users for services and facilities furnished to the Customer by the Company.

- A. Nonrecurring charges are due and payable upon receipt of the Company's invoice by the Customer.
- B. The Company shall present invoices for recurring charges monthly to the Customer, in advance of the month in which service is provided, and recurring charges shall be due and payable upon receipt. When billing is based upon Customer usage, usage charges will be billed monthly for the preceding billing period.
- C. When service does not begin on the first day of the month, or end on the last day of the month, the charge for the fraction of the month in which service was furnished will be calculated on a pro rata basis. For this purpose, every month is considered to have thirty (30) days.
- D. Billing of the Customer by the Company will begin on the Service Commencement Date, which is the day on which the Company notifies the Customer that the service or facility is available for use, except that the Service Commencement Date may be postponed by mutual agreement of the parties, or if the service or facility does not conform to standards set forth in this tariff or the Service Order. Billing accrues through and includes the day that the service, circuit, arrangement or component is discontinued.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements, (Cont'd.)****2.6.2 Billing and Collection of Charges, (cont'd.)**

- E.** If any portion of the payment is not received by the Company within 30 days of receipt of the bill, or if any portion of the payment is received by the Company in funds which are not immediately available upon presentment, then a late payment charge of 1.5% per month shall be due to the Company. A late payment charge is not applicable to subsequent rebilling of any amount to which a late payment charge has already been applied. Late payment charges will be applied without discrimination.
- F.** The Customer should notify the Company of any disputed items on an invoice within thirty (30) days of receipt of the invoice. If the Customer and the Company are unable to resolve the dispute to their mutual satisfaction, the Customer may file a complaint with the Kentucky Public Service Commission in accordance with the Commission's rules of procedure. The address of the Commission is as follows:

Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40602-0615

- G.** If service is disconnected by the Company (in accordance with Section 2.6.3 following) and later re-installed, re-installation of service will be subject to all applicable installation charges. If service is suspended by the Company (in accordance with Section 2.6.3 following) and later restored, restoration of service will be subject to the rates in Section 4.3 of this tariff.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements, (Cont'd.)****2.6.3 Discontinuance of Service for Cause**

The Company may discontinue service for the following reasons provided in this Section 2.6.3. Customers will be provided five (5) days written notice prior to discontinuance unless otherwise indicated.

Upon the Company's discontinuance of service to the Customer under Section 2.6.3(A) or 2.6.3(B), the Company, in addition to all other remedies that may be available to the Company at law or in equity or under any other provision of this tariff, may declare all future monthly and other charges which would have been payable by the Customer during the remainder of the term for which such services would have otherwise been provided to the Customer to be immediately due and payable.

- A. Upon nonpayment of any amounts owing to the Company, the Company may discontinue or suspend service without incurring any liability. No basic residential service shall be disconnected for nonpayment until at least 20 days from the date of the bill and only following proper written notification. Service will not be discontinued for non-payment of disputed amounts as long as undisputed amounts and subsequent bills are paid in a timely fashion.
- B. Upon violation of any of the other material terms or conditions for furnishing service the Company may discontinue or suspend service without incurring any liability if such violation continues during that period.
- C. Upon condemnation of any material portion of the facilities used by the Company to provide service to a Customer or if a casualty renders all or any material portion of such facilities inoperable beyond feasible repair, the Company, by notice to the Customer, may discontinue or suspend service without incurring any liability.
- D. Upon the Customer's insolvency, assignment for the benefit of creditors, filing for bankruptcy or reorganization, or failing to discharge an involuntary petition within the time permitted by law, the Company may immediately discontinue or suspend service without incurring any liability.
- E. Upon any governmental prohibition or governmental required alteration of the services to be provided or any violation of an applicable law or regulation, the Company may immediately discontinue service without incurring any liability.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements, (Cont'd.)****2.6.3 Discontinuance of Service for Cause**

- F.** Without notice in the event of fraudulent use of the Company's network. The Customer will be liable for all related costs. The Customer will also be responsible for payment of any reconnection charges.
- G.** Without notice in the event of Customer use of equipment or services in such a manner as to adversely affect the Company's service to others.
- H.** Without notice in the event of tampering with the equipment or services furnished by the Company.
- I.** The Customer is responsible for providing adequate access lines to enable the Company to terminate all toll-free (i.e., 800/888) service calls to the Customer's telephone equipment. Should the Customer have insufficient access lines on which to terminate 800 Service calls, the Company reserves the right to request the Customer to add additional lines for call terminations. If, after ninety (90) days, the Customer has not made the requested change, the Company, without incurring any liability, reserves the right to terminate the Customer's 800 Service, with thirty (30) days' written notice.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements, (Cont'd.)****2.6.4 Notice to Company for Cancellation of Service**

Customers desiring to terminate service shall provide the Company notice of desire to terminate service.

**2.6.5 Cancellation of Application for Service**

- A.** Where the Company permits the Customer to cancel an application for service prior to the start of service or prior to any special construction, no charges will be imposed except for those specified below.
- B.** Where, prior to cancellation by the Customer, the Company incurs any expenses in installing the service or in preparing to install the service that it otherwise would not have incurred, a charge equal to the costs the Company incurred, less net salvage, shall apply, but in no case shall this charge exceed the sum of the charge for the minimum period of services ordered, including installation charges, and all charges others levy against the Company that would have been chargeable to the Customer had service begun.
- C.** Where the Company incurs any expense in connection with special construction, or where special arrangements of facilities or equipment have begun, before the Company receives a cancellation notice, a charge equal to the costs incurred, less net salvage, may apply. In such cases, the charge will be based on such elements as the cost of the equipment, facilities, and material, the cost of installation, engineering, labor, and supervision, general and administrative expense, other disbursements, depreciation, maintenance, taxes, provision for return on investment, and any other costs associated with the special construction or arrangements.
- D.** The special charges described in 2.6.5(A) through 2.6.5(C) will be calculated and applied on a case-by-case basis.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.6 Payment Arrangements (Cont'd.)****2.6.6 Changes in Service Requested**

If the Customer makes or requests material changes in circuit engineering, equipment specifications, service parameters, premises locations, or otherwise materially modifies any provision of the application for service, the Customer's installation fee shall be adjusted accordingly.

**2.6.7 Returned Check Charge**

A service charge equal to \$30.00 will be assessed in accordance with Kentucky law for all checks returned by a bank or other financial institution for: Insufficient or uncollected funds, closed account, apparent tampering, missing signature or endorsement, or any other insufficiency or discrepancy necessitating return of the instrument at the discretion of the drawee bank or other financial institution. (C/I)

**2.7 Allowances for Interruptions in Service****2.7.1 General**

- A. A credit allowance will be given when service is interrupted, except as specified in Section 2.7.2 following. A service is interrupted when it becomes inoperative to the Customer, e.g., the Customer is unable to transmit or receive, because of a failure of a component furnished by the Company under this tariff.
- B. An interruption period begins when the Customer reports a service, facility or circuit to be inoperative and, if necessary, releases it for testing and repair. An interruption period ends when the service, facility or circuit is operative.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.7 Allowances for Interruptions in Service, (Cont'd.)****2.7.1 General (cont'd.)**

- C. If the Customer reports a service, facility or circuit to be interrupted but declines to release it for testing and repair, or refuses access to its premises for test and repair by the Company, the service, facility or circuit is considered to be impaired but not interrupted. No credit allowances will be made for a service, facility or circuit considered by the Company to be impaired.
- D. The Customer shall be responsible for the payment of service charges as set forth herein for visits by the Company's agents or employees to the premises of the Customer when the service difficulty or trouble report results from the use of equipment or facilities provided by any party other than the Company, including but not limited to the Customer.

**2.7.2 Limitations of Allowances**

No credit allowance will be made for any interruption in service:

- A. Due to the negligence of or noncompliance with the provisions of this tariff by any person or entity other than the Company, including but not limited to the Customer;
- B. Due to the failure of power, equipment, systems, connections or services not provided by the Company;
- C. Due to circumstances or causes beyond the reasonable control of the Company;
- D. During any period in which the Company is not given full and free access to its facilities and equipment for the purposes of investigating and correcting interruptions;

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.7 Allowances for Interruptions in Service, (Cont'd.)****2.7.2 Limitations of Allowances**

- E.** A service will not be deemed to be interrupted if a Customer continues to voluntarily make use of the such service. If the service is interrupted, the Customer may obtain a service credit as specified in Section 2.7.4 following, use another means of communications provided by the Company (pursuant to Section 2.7.3), or utilize another service provider;
- F.** During any period when the Customer has released service to the Company for maintenance purposes or for implementation of a Customer order for a change in service arrangements;
- G.** That occurs or continues due to the Customer's failure to authorize replacement of any element of special construction; and
- H.** That was not reported to the Company within thirty (30) days of the date that service was affected.

**2.7.3 Use of Another Means of Communications**

If the Customer elects to use another means of communications during the period of interruption, the Customer must pay the charges for the alternative service used.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.7 Allowances for Interruption in Service, (Cont'd.)****2.7.4 Application of Credits for Interruptions in Service**

- A. Credits for interruptions in service that is provided and billed on a flat rate basis for a minimum period of at least one month, beginning on the date that billing becomes effective, shall in no event exceed an amount equivalent to the proportionate charge to the Customer for the period of service during which the event that gave rise to the claim for a credit occurred. A credit allowance is applied on a pro rata basis against the rates specified hereunder and is dependent upon the length of the interruption. Only those facilities on the interrupted portion of the circuit will receive a credit.
- B. For calculating credit allowances, every month is considered to have thirty (30) days. Credit allowances will be applied on a subsequent bill for service.
- C. A credit allowance will be given for interruptions of thirty (30) minutes or more. Two or more interruptions of fifteen (15) minutes or more during any one 24-hour period shall be combined into one cumulative interruption.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.7 Allowances for Interruption in Service, (Cont'd.)****2.7.4 Application of Credits for Interruptions in Service, (cont'd.)****D. Interruptions of 24 Hours or Less**

Length of Interruption	Amount of Service To Be Credited
Less than 30 minutes	None
30 minutes up to but not including 3 hours	1/10 Day
3 hours up to but not including 6 hours	1/5 Day
6 hours up to but not including 9 hours	2/5 Day
9 hours up to but not including 12 hours	3/5 Day
12 hours up to but not including 15 hours	4/5 Day
15 hours up to but not including 24 hours	One Day

**E. Interruptions Over 24 Hours**

Interruptions over 24 hours will be credited 1/5 day for each 3-hour period or fraction thereof. No more than one full day's credit will be allowed for any period of 24 hours.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.7 Allowances for Interruption in Service, (Cont'd.)****2.7.5 Limitations on Allowances**

No credit allowance will be made for:

- A. interruptions due to the negligence of or noncompliance with the provisions of this tariff by the Customer, authorized user or joint user;
- B. interruptions due to the negligence of any person other than the Company, including but not limited to the Customer;
- C. interruptions of service during any period in which the Company is not given full access to its facilities and equipment for the purpose of investigating and correcting interruptions;
- D. interruptions of service during a period in which the Customer continues to use the service on an impaired basis;
- E. interruptions of service during any period when the Customer has released service to the Company for maintenance purposes or for implementation of a Customer order for a change in service arrangements;
- F. interruption of service due to circumstances or causes beyond the reasonable control of Company; and
- G. that occur or continue due to the Customer's failure to authorize replacement of any element of special construction.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.8 Cancellation of Service/Termination Liability**

If a Customer cancels a service order or terminates services before the completion of the term or where the Company breaches the terms in the service contract, Customer may be requested by the Company to pay to Company termination liability charges, which are defined below. These charges shall become due and owing as of the effective date of the cancellation or termination and be payable as set forth in Section 2.6.2.

**2.8.1 Termination Liability**

Customer's termination liability for cancellation of service prior to expiration of the term (T)  
contract shall be equal to: (T)

- A. all unpaid nonrecurring charges reasonably expended by Company to establish service to Customer, plus;
- B. any disconnection, early cancellation or termination charges reasonably incurred and paid to third parties by Company on behalf of Customer, plus;
- C. the per month average of the monthly billing (excluding taxes and fees) over the term of the contract from date of commencement to the date of termination, times the number of months remaining in the contract. (N) (D)

(D)

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.9 Customer Liability for Unauthorized Use of the Network****2.9.1. Unauthorized Use of the Network**

- A. Unauthorized use of the Network occurs when: (1) a person or entity that does not have actual, apparent, or implied authority to use the Network, obtains the Company's Services provided under this tariff; or (2) a person or entity that otherwise has actual, apparent, or implied authority to use the Network, makes fraudulent use of the Network to obtain the Company's Services provided under this tariff, or uses specific services that are not authorized.
- B. The following activities constitute fraudulent use:
1. Using the Network to transmit a message, locate a person, or otherwise give or obtain information, without payment for the service;
  2. Using or attempting to use the Network with the intent to avoid payment, either in whole or in part, of any of the Company's tarified charges by either rearranging, tampering with, or making connections not authorized by this tariff to any service components used to furnish the Company's Services or using fraudulent means or devices, tricks, schemes, false or invalid numbers, false credit devices or electronic devices;
  3. Toll free callers using the Network with the intent of gaining access to a Customer's outbound calling capabilities on an unauthorized basis; and
  4. Using fraudulent means or devices, tricks, schemes, false or invalid numbers, false credit devices or electronic devices to defraud or mislead callers.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.9 Customer Liability for Unauthorized Use of the Network, (Cont'd.)****2.9.1 Unauthorized Use of the Network, (cont'd.)**

- C. Customers are advised that use of telecommunications equipment and Services, including that provided under this tariff, carries a risk of various forms of telecommunications fraud (including, but not limited to, toll, PBX, and Centrex "clip-on" fraud perpetrated by Users who gain access to a Customer's facilities, account numbers, security or authorization codes, etc.). Customers should take all necessary steps to restrict access to their facilities, including the equipment and services provided hereunder, and to detect and prevent unauthorized use of the equipment and services provided by the Company under this tariff. Furthermore, Customers must notify the Company verbally or in writing of unauthorized use or charges appearing on the Customer's bill. All charges shall be deemed correct and authorized if such notice is not received by the Company within thirty (30) days from the date of issuance of the Customer's bill.

**2.9.2 Liability for Unauthorized Use**

- A. Except as provided for elsewhere in this tariff, the Customer is responsible for payment of all charges for Services provided under this tariff. This responsibility is not changed due to any use, misuse, or abuse of the Customer's service or Customer-provided equipment by Users or other third parties, the Customer's employees, or the public.
- B. The Customer is responsible for payment of all outbound call charges arising from calls placed to a Customer's 800 service number, whether or not such calls are authorized or fraudulent, where the User gains access to the Customer's outbound calling equipment and services.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.9 Customer Liability for Unauthorized Use of the Network, (Cont'd.)****2.9.2 Liability for Unauthorized Use, (cont'd)**

- C. The Customer is liable for all costs incurred as a result of unauthorized use of the Network, including Service charges and any direct, indirect, special, incidental, reliance, consequential, exemplary or punitive damages. The Company will take reasonable steps, upon verbal or written notification that fraud has occurred, or is believed to have occurred, to assist the customer in identifying the nature and/or source of the fraud, and in terminating the fraudulent use of the Customer's service. The Company will also assist the Customer in facilitating changes in phone numbers, and assist the Customer in identifying the perpetrator(s) of the fraud for purposes of pursuing civil remedies.
- D. The Customer is responsible for payment of any charges related to the suspension and/or termination of Service, and any charges for reconnection of Service, incurred as a result of unauthorized use of the Network.

**2.9.3 Liability for Calling Card Fraud**

- A. The Customer is liable for the unauthorized use of the Network obtained through the fraudulent use of a Company Calling Card, provided that the unauthorized use occurs before the Company has been notified.
- B. The Customer must give the Company notice that unauthorized use of a Company Calling Card has occurred or may occur as a result of loss, theft or other reasons. For the purposes of this section, "notice" occurs when the Company receives a written confirmation that unauthorized use of a Company Calling Card has occurred or may occur as a result of loss, theft or other reasons.
- C. The limitations on liability in this subsection will not apply to pre-paid or debit cards.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.9 Customer Liability for Unauthorized Use of the Network, (Cont'd.)**

**2.9.4 Liability for Credit Card Fraud**

The Customer is liable for the unauthorized use of the Network obtained through the fraudulent use of a Credit Card. The liability of the Customer for unauthorized use of the Network by Credit Card fraud may be limited by state or federal law, and the Customer shall seek indemnification from the organization or company issuing such card for unauthorized use thereof.

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KYL0003

**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.10 Use of Customer's Service by Others****2.10.1 Resale and Sharing**

SECTION 2.10.1 IS AVAILABLE ONLY TO CARRIERS WHICH ARE CERTIFIED BY THE KENTUCKY PUBLIC SERVICE COMMISSION TO PROVIDE INTRASTATE LOCAL EXCHANGE SERVICES.

There are no prohibitions or limitations on the resale of services. Prices for services appear in the price sheet attached to this tariff. Any service provided under this tariff may be resold to or shared with other persons at the option of Customer, subject to compliance with any applicable laws of the Kentucky Public Service Commission regulations governing such resale or sharing. The Customer remains solely responsible for all use of services ordered by it or billed to its telephone number(s) pursuant to this tariff, for determining who is authorized to use its services, and for notifying the Company of any unauthorized use.

(N)

(N)

**2.10.2 Joint Use Arrangements**

(T)

Joint use arrangements will be permitted for all services provided under this tariff. From each joint use arrangement, one member will be designated as the Customer responsible for the manner in which the joint use of the service will be allocated. The Company will accept orders to start, rearrange, relocate, or discontinue service only from the Customer. Without affecting the Customer's ultimate responsibility for payment of all charges for the service, each joint user shall be responsible for the payment of the charges billed to it.

**2.11 Transfers and Assignments**

Neither the Company nor the Customer may assign or transfer its rights or duties in connection with the services and facilities provided by the Company without the written consent of the other party, except that the Company may assign its rights and duties to a) any subsidiary, parent company or affiliate of the Company; b) pursuant to any sale or transfer of substantially all the assets of the Company; or c) pursuant to any financing, merger or reorganization of the Company.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.12 Notices and Communications**

- 2.12.1** The Customer shall designate on the service order an address to which the Company shall mail or deliver all notices and other communications, except that Customer may also designate a separate address to which the Company's bills for service shall be mailed.
- 2.12.2** The Company shall designate on the service order an address to which the Customer shall mail or deliver all notices and other communications, except that Company may designate a separate address on each bill for service to which the Customer shall mail payment on that bill.
- 2.12.3** Except as otherwise stated in this tariff, all notices or other communications required to be given pursuant to this tariff will be in writing. Notices and other communications of either party, and all bills mailed by the Company, shall be presumed to have been delivered to the other party on the third business day following placement of the notice, communication or bill with the U.S. Mail or a private delivery service, prepaid and properly addressed, or when actually received or refused by the addressee, whichever occurs first.
- 2.12.4** The Company or the Customer shall advise the other party of any changes to the addresses designated for notices, other communications or billing, by following the procedures for giving notice set forth herein.

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**SECTION 3 - SERVICE AREAS****3.1 Exchange Service Areas**

Local exchange services are provided, subject to availability of facilities and equipment, in areas currently served by the following Incumbent LECs: 1) BellSouth Telecommunications, Inc.

**3.2 Rate Groups**

Charges for local services provided by the Company may be based, in part, on the Rate Group associated with the Customers End Office. The Rate Group is determined by the total access lines and PBX trunks in the local calling area which can be reached from each End Office.

In the event that an Incumbent LEC or the Kentucky Public Service Commission reclassifies an exchange or End Office from one Rate Group to another, the reclassification will also apply to Lightyear Customers who purchase services under this tariff. Local calling areas and Rate Group assignments are equivalent to those areas and groups specified in BellSouth Telecommunications, Inc. Kentucky General Subscriber Service Tariff ("GSST").

**BellSouth Rate Group Equivalents**

Rate Group	Exchange Access Lines and PBX Trunks In Local Calling Area - Upper Limit
1	0 to 13,800
2	13,801 to 25,100
3	25,101 to 45,500
4	45,501 to 200,800
5	200,801 +

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**SECTION 4 - SERVICE CHARGES AND SURCHARGES****4.1 Service Order and Change Charges**

Non-recurring charges apply to processing Service Orders for new service and for changes in existing services:

The Line Connection Charge applies for the establishment of an exchange access line or trunk, central office work, exchange access line work and establishment of the Network Interface Device (NID).

Additional Line installation charges apply only when more than one line is installed at the same time and at the same Customer Premises at the rates shown below.

The Account Change Charge applies per line to miscellaneous customer requested changes to existing service (e.g., change in number). (T)

(D)  
|  
(D)

Except where noted otherwise, these charges apply in addition to Service Installation or Service Initiation charges for specific services.

**4.1.1 In BellSouth Service Areas**

	<u>Business</u>	(D)
Line Connection Charge		
First Line	\$73.00	
Each Additional Line	\$22.00	(D)
		(D)
Account Change Charge, per account	\$20.00	(C/I)

(D)  
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**SECTION 4 - SERVICE CHARGES AND SURCHARGES, (CONT'D.)****4.2 Maintenance Visit Charges**

(M)

Maintenance Visit Charges apply when the Company dispatches personnel to a Customer's premises to perform work necessary for installing new service, effecting changes in service or resolving troubles reported by the Customer when the trouble is found to be caused by the Customer's facilities.

Maintenance Visit Charges will be credited to the Customer's account in the event trouble is not found in the Company facilities, but the trouble is later determined to be in those facilities.

The time period for which the Maintenance Visit Charges is applied will commence when Company personnel are dispatched at the Customer premises and end when work is completed. The rates for Maintenance of Service vary by time per Customer request.

<u>Duration of time, per technician</u>	<u>Business</u>
Initial 15 minute increment	\$30.00
Each Additional 15 minute increment	\$14.00

(M)

**4.3 Restoration of Service**

A restoration charge applies to the restoration of suspended service and facilities because of nonpayment of bills and is payable at the time that the restoration of the suspended service and facilities is arranged. The restoration charge does not apply when, after disconnection of service, service is later re-installed.

	<u>Business</u>
Per occasion	\$20.00

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(M) - Material found in this section was previously located on Original Page 53.

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS

### 5.1 General

#### 5.1.1 Lightyear Local Services

The following Lightyear Local Services are available to Business Customers and for resale by other carriers certificated by the Kentucky Public Service Commission:

Business Line Service  
PBX Trunk Service  
Direct Inward Dial (DID) Service  
Optional Calling Features  
Listing Services (including Non Published and Non-Listed Services)  
Directory Assistance  
Operator Services  
IntraLATA Toll Services  
Integrated Services Digital Network (ISDN) Services

(T/N)

#### 5.1.2 Application of Rates and Charges

All services offered in this tariff are subject to service order and change charges where the Customer requests new services or changes in existing services, as well as indicated Nonrecurring and Monthly Recurring Charges. Charges for local calling services may be assessed on a measured rate basis and are additional to monthly recurring charges shown for the associated local line services.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.1 General, (Cont'd.)****5.1.3 Emergency Services Calling Plan**

Access (at no additional charge) to the local operator or emergency services bureau by dialing 0- or 9-1-1 is offered at no charge to the Customer.

Message toll telephone calls, to governmental emergency service agencies as set forth in (A) following, having primary or principal responsibility with respect to the provision of emergency services to persons and property in the area from which the call is made, meeting the definition and criteria of an emergency call as set forth in (B) following are offered at no charge to Customers:

- A.** Governmental fire fighting, Kentucky State Highway Patrol, police, and emergency squad service (as designated by the appropriate governmental agency) qualify as governmental emergency service agencies provided they answer emergency service calls on a personally attended (live) twenty-four (24) hour basis, three hundred sixty-five (365) days a year, including holidays.
- B.** An emergency is an occurrence or set of circumstances in which conditions pose immediate threat to human life, property, or both and necessitate that prompt action be taken. An emergency call is an originated call of short duration to a governmental emergency services agency in order to seek assistance for such an emergency.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)**

**5.2 Call Timing for Usage Sensitive Services**

Where charges for a service are specified based on the duration of use, such as the duration of a telephone call, the following rules apply:

**5.2.1** Calls are measured in durational increments identified for each service. All calls which are fractions of a measurement increment are rounded-up to the next whole unit.

**5.2.2** Timing on completed calls begins when the call is answered by the called party. Answering is determined by hardware answer supervision in all cases where this signaling is provided by the terminating local carrier and any intermediate carrier(s).

**5.2.3** Timing terminates on all calls when the calling party hangs up or the Company's network receives an off-hook signal from the terminating carrier.

**5.2.4** All times refer to local time.

(D/T)

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5.3 Reserved For Future Use

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.4 Lightyear Local Residential Service

(N)

Lightyear Local Residential Service provides the residential Customer with a single, analog, voice-grade telephonic communications access line which can be used to place or receive one call at a time. Access lines are provided for the connection of Customer-provided wiring and single station sets or facsimile machines. This service is available to Lightyear local exchange Customers who select Lightyear as their presubscribed long distance carrier.

With Lightyear Local Residential Service, Customers may receive special rates for local service and calling features. Depending upon the plan chosen, long distance service may be included in the monthly rate for service. Other long distance service options are available Lightyear's interexchange tariff on file with the Kentucky Public Service Commission.

Lightyear Local Residential Service access lines are provided on a single party (individual) basis only. No multi-party lines are provided. Service is provided where facilities are available. Service may not be available in all areas.

Recurring charges for Lightyear Local Residential Service are billed monthly in advance. Non-recurring charges for installation or rearrangement of service are billed on the next month's bill immediately following work performed by the Company.

Cancellation provisions and termination liability conditions as described in Section 2 of this tariff apply.

(N)

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.5 Reserved for Future Use****(T)****5.6 Lightyear Business Line Service**

Lightyear's Business Line Service provides the business Customer with a single, analog, voice-grade telephonic communications channel which can be used to place or receive one call at a time. Access lines are provided for the connection of Customer-provided wiring and single station sets or facsimile machines. An optional per line Hunting feature is available for multi-line Customers which routes a call to an idle station line in a prearranged group when the called station line is busy.

Business Line Service lines and trunks are provided on a single party (individual) basis only. No multi-party lines are provided.

Recurring charges for Business Line Service are billed monthly in advance. Non-recurring charges for installation or rearrangement of service are billed on the next month's bill immediately following work performed by the Company.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.6 Lightyear Business Line Service****5.6.1 Term Plans**

Discounts on rates for Business Line Service are available based on term commitments. Business Line Customers who elect to subscribe to a term plan will receive a discount off the Basic Business Line monthly rate. An additional discount will apply to the following services, if subscribed to by the Customer:

- Features and feature packages
- Directory Listings
- Code Restriction

Cancellation provisions and termination liability conditions as described in Section 2.1.3 and 2.8 of this tariff apply. Unless otherwise specified, discount percentages will be assessed as follows:

<u>Term Commitment</u>	<u>Percentage Discount</u>
One year	5.2%

(N)

(N)

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.7 PBX Trunk Service**

Basic PBX Trunk Service provides a Customer with a single, voice-grade telephonic communications channel which can be used to place or receive one call at a time. Basic Trunks are provided for connection of Customer-provided private branch exchanges (PBX) to the public switched telecommunications network. Each Basic PBX Trunk is provided with touch tone signaling and may be configured into a hunt group at no additional charge with other Company-provided Basic PBX Trunks. The signal is an analog signal at the DS0 level.

**5.8 Direct Inward Dialing (DID) Service**

Direct Inward Dialing ("DID") permits calls incoming to a PBX system or other Customer Premises Equipment to be routed to a specific station without the assistance of an attendant. DID calls are routed directly to the station associated with the called number. DID service as offered by the Company provides the necessary trunks, telephone numbers, and out-pulsing of digits to enable DID service at a Customer's location. DID service requires special PBX software and hardware not provided by the Company. Such hardware and software is the responsibility of the Customer.

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.9 Optional Calling Features

The features listed in this section are offered by the Company to Business Customers where facilities are available.

## 5.9.1 Feature Descriptions

- A. **Remote Call Forwarding** - Provides a service whereby a call placed from a station (T) (D/M) (the originating station) to a customer's (the RCF customer) telephone number (the call forwarding location) is automatically forwarded by Company central office equipment to another station designated by the RCF customer (the terminating station). This service is offered subject to availability of suitable facilities.

Remote call forwarding will be provided for local calling where the RCF telephone number and the terminating station are both located in the same exchange. Further, Remote Call Forwarding will be provided for local calling on an interexchange basis in those instances where the exchange serving the RCF telephone number and the exchange serving the terminating station have the identical local calling area within the same county, or are within an Extended Area Service arrangement. All other calls will be sent-paid (1+) only.

Where calls are to be forwarded to telephone service other than that of the RCF subscriber, it shall be the responsibility of the RCF subscriber to obtain permission for such forwarding from the subscriber to the other service and to determine a mutually acceptable number of access paths. The RCF subscriber shall be responsible for the tariffed charges for any resulting rearrangement of the RCF service.

(D/M)

(M) = Material found on this page was previously located on First Revised Page 63.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)**

**5.9 Optional Calling Features, (Cont'd.)**

**5.9.1 Feature Descriptions, (cont'd.)**

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(D)

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.9 Optional Calling Features, (Cont'd.)

## 5.9.1 Feature Descriptions, (cont'd.)

- B. **Call Forwarding Variable** - Permits the end-user to automatically forward (T)  
(transfer) all incoming calls to another telephone number, and to restore it to normal  
operation at their discretion. The end-user must dial an activation code from his/her  
exchange line along with the forward-to number in order to turn the feature on. A  
separate code is dialed by the end-user to deactivate the feature.
- C. **Call Forwarding Variable Multipath** - This feature provides a customer the (T)  
capability to specify the number of calling paths that will be forwarded  
simultaneously to another telephone number. Where facilities permit for a single  
(non-rotary) exchange line/trunk or a rotary (hunting) arrangement of 10 or less  
lines/trunks, up to 10 calling paths will be provided with the feature rate. For a  
hunting arrangement greater than 10 lines/trunks, additional paths can be purchased.
- D. **Call Forwarding Variable, Remote Access** - Permits the end-user to automatically (T)  
forward (transfer) all incoming calls to another telephone number, and to restore it  
to normal operation at their discretion. The end-user must dial an activation code  
along with the forward-to number in order to turn the feature on. A separate code  
is dialed by the end-user to deactivate the feature. Feature activation may be  
performed from the end-user's exchange line or remotely from some other line.  
Remote access requires the end-user to 1) dial a special access number 2) enter their  
seven-digit telephone number and 3) enter a personal identification number prior  
to forwarding their calls.
- E. **Call Forwarding Don't Answer, Basic**: Permits the forwarding of incoming calls (T)  
when the end-user's line remains unanswered after a pre-designated ringing interval.  
The ringing interval before forwarding and the forward-to number are fixed by the  
service order.
- F. **Call Forwarding Don't Answer w/ Ring Control**: Permits the forwarding of (T)  
incoming calls when the end-user's line remains unanswered after a pre-designated  
ringing interval. The forward-to number is fixed by the service order. However, the  
end-user has the ability to change the time interval before forwarding occurs at  
his/her discretion.

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.9 Optional Calling Features, (Cont'd.)

## 5.9.1 Feature Descriptions, (cont'd.)

- G. **Call Forwarding Don't Answer w/ Customer Control:** Permits the forwarding of incoming calls when the end-user's line remains unanswered after a pre-designated ringing interval. The ringing interval before forwarding and the forward-to number are fixed by the service order. However, the end-user has the ability to turn the feature on or off at his/her discretion. (T)
- H. **Call Forwarding Don't Answer Multipath** - This feature provides a customer the capability to specify the number of calling paths that will be forwarded to another telephone number. Where facilities permit for a single (non-rotary) exchange line/trunk or a rotary (hunting) arrangement of 10 or less lines/trunks, up to 10 calling paths will be provided with the feature rate. For hunting arrangement greater than 10 lines/trunks, additional paths can be purchased. (T)
- I. **Call Forwarding Busy Line, Basic:** Permits the forwarding of incoming calls when the end-user's line is busy. The forwarded number is fixed by the end-user service order. (T)
- J. **Call Forwarding Busy Line w/ Customer Control:** Permits the forwarding of incoming calls when the end-user's line is busy. The forwarded number is fixed by the end-user service order. However, the end-user has the ability to turn the feature on or off at his/her discretion. (T)
- K. **Call Forwarding Busy Line Multipath** - This feature provides a customer the capability to specify the number of calling paths that will be forwarded to another telephone number. Where facilities permit for a single (non-rotary) exchange line/trunk or a rotary (hunting) arrangement of 10 or less lines/trunks, up to 10 calling paths will be provided with the feature rate. For hunting arrangement greater than 10 lines/trunks, additional paths can be purchased. (T)

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## SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.9 Optional Calling Features, (Cont'd.)

## 5.9.1 Feature Descriptions, (cont'd.)

L. **Call Waiting - Basic:** Call Waiting provides a tone signal to indicate to a Customer already engaged in a telephone call that a second caller is attempting to dial in. It permits the Customer to place the first call on hold, answer the second call and then alternate between both callers. Cancel Call Waiting is provided with the feature and allows a Call Waiting end-user to disable the Call Waiting feature for the duration of a single outgoing telephone call. Cancel Call Waiting is activated by dialing a special code prior to placing a call, and is automatically deactivated when the Customer disconnects from the call.

M. **Call Waiting - Deluxe:** Allows the end-user to control the treatment applied to incoming calls while the Customer is off-hook on an existing call. This feature includes the capabilities of Call Waiting Basic plus additional call treatment options. Treatment options offered with Call Waiting Deluxe include:

Answer the waiting call and placing the first party on hold;  
Answer the waiting call and disconnecting from the first party;  
Direct the waiting caller to hold via a recording  
Forward the waiting caller to another location (e.g., voice mailbox or telephone answering service)

Full utilization of Call Waiting Deluxe requires specialized CPE not provided by the Company. It is the responsibility of the Customer to provide the necessary CPE. The end -user must have Caller ID Basic or Deluxe for display of calling party identification information for waiting calls. The end-user must have a Call Forwarding Don't Answer feature active in order to forward a waiting call to another location.

N. **Caller ID - Basic:** Permits the end-user to view a Directory Number of the calling party on incoming telephone calls. Information is displayed on a specialized CPE not provided by the Company. The feature also provides the date and time of each incoming call. It is the responsibility of the Customer to provide the necessary CPE.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.9 Optional Calling Features, (Cont'd.)****5.9.1 Feature Descriptions, (cont'd.)**

- O. Caller ID - Deluxe:** Permits the end-user to view a Directory Name and Directory Number of the calling party on incoming telephone calls. Information is displayed on a specialized CPE not provided by the Company. The feature also provides the date and time of each incoming call. It is the responsibility of the Customer to provide the necessary CPE. In some situations, the calling party's city and state may be displayed rather than a Directory Name, depending on available call data. (T)
- P. Anonymous Call Rejection:** Permits the end-user to automatically reject incoming calls when the call originates from a telephone number which has blocked delivery of its calling number (see Calling Number Delivery Blocking). When active, calls from private numbers will be routed to a special announcement then terminated. The feature may be turned on or off by the end-user by dialing the appropriate feature control code. Anonymous Call Rejection is offered as a stand alone feature or as an add-on to Caller ID Deluxe. (T)

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)**

**5.9 Optional Calling Features, (Cont'd.)**

**5.9.1 Feature Descriptions, (cont'd.)**

- Q. Enhanced Caller ID with Call Management** - This feature permits a customer to control the handling of incoming calls while the user's phone is off-hook during a call. Enhanced Caller ID with Call Management includes the functionality of the Call Waiting and the Caller ID features and provides several additional call handling options. Call handling options provided with Enhanced Caller ID with Call Management are as follows: (T)

Answer the waiting call, placing the first party on hold;  
Answer the waiting call, dropping the first party;  
Direct the waiting caller to hold via a recording;  
Forward the waiting call to another location (e.g., voice mailbox or telephone answering service);  
Conference the waiting call with the existing call and, if desired, subsequently drop either leg of the "conferenced" call.

The Customer must subscribe to Call Forwarding Don't Answer feature in order to forward a waiting call to another location. This feature must be ordered separately from Enhanced Caller ID with Call Management. Utilization of the full capabilities of Enhanced Caller ID with Call Management requires the use of an Analog Display Services Interface (ADSI) - compatible telephone at the customer's premises. The Company assumes no liability for any incompatibility between the Customer's premises equipment and the network features required for this service as described above.

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.9 Optional Calling Features, (Cont'd.)****5.9.1 Feature Descriptions, (cont'd.)**

- R. Call Block:** Allows the end-user to automatically block incoming calls from up to six end-user pre-selected telephone numbers programmed into the feature's screening list. Callers whose numbers have been blocked will hear a recorded message stating that their call has been blocked. The end-user controls when the feature is active, and can add or remove calling numbers from the feature's screening list. (T)
- S. Call Return:** allows the Customer to return a call to the last incoming call whether answered or not. Upon activation, it will re-dial the number automatically and continue to check the number every 45 seconds for up to 30 minutes if the number is busy. The Customer is alerted with a distinctive ringing pattern when the busy number is free. When the Customer answers the ring, the call is then completed. The calling party's number will not be delivered or announced to the call recipient under any circumstances. (T)

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SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)

## 5.9 Optional Calling Features, (Cont'd.)

## 5.9.1 Feature Descriptions, (cont'd.)

- T. Call Selector:** Allows a Customer to assign a maximum of 15 telephone numbers to a special list. The Customer will hear a distinctive ring when calls are received from telephone numbers on that list. (T)
- U. Call Trace:** Allows the tracing of nuisance calls to a specified telephone number suspected of originating from a given local office. The tracing is activated upon entering the specified dial code. The originating telephone number, outgoing trunk number or terminating number, and the time and date are generated for every call to the specified telephone number can then be identified. (T)
- V. Calling Number Delivery Blocking:** Prevents the delivery, display and announcement of the end-user's Directory Number and Directory Name on all calls dialed from an exchange service equipped with this option. When active, the end-user's telephone name and number will not appear on the called party's Caller ID CPE or be disclosed in another way. The feature is available on a per call basis. With per call Calling Number Delivery Blocking, it is necessary for the end-user to dial an activation code prior to placing the call. (T)
- W. Distinctive Ringing:** This feature allows an end user to determine the source of an incoming call from a distinctive ring. The end user may have up to two additional numbers assigned to a single line (i.e. Distinctive Ring - First Number and Distinctive Ring - Second Number). The designated primary number will receive a normal ringing pattern, other numbers will receive distinctive ringing patterns. The pattern is based on the telephone number that the calling party dials. (T)

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.9 Optional Calling Features, (Cont'd.)****5.9.1 Feature Descriptions, (cont'd.)**

- X. Message Waiting Indication:** Provides the end-user with an audible (stutter dial tone) or visual (lamp or other CPE display) indication that messages are waiting to be retrieved. Message Waiting Indication can only be activated/deactivated by a voice mailbox or other voice messaging service provided by the Company or third party. It is the responsibility of the Customer to subscribe to a compatible voice messaging service. Visual Message Waiting Indication requires specialized CPE not provided by the Company. It is the responsibility of the Customer to provide the necessary CPE. (T)
- Y. Preferred Call Forwarding:** Permits the end-user to automatically forward to another number calls received from up to six end-user pre-selected telephone numbers programmed into the features screening list. The end-user controls when the feature is active, the forward-to number and can add or remove calling numbers from the feature's screening list. (T)
- Z. Repeat Dialing:** Permits the end-user to have calls automatically re-dialed when the first attempt reaches a busy number. The line is checked every 45 seconds for up to 30 minutes and alerts the Customer with a distinctive ringing pattern when the busy number and the Customer's line are free. The Customer can continue to make and receive calls while the feature is activated. The following types of calls cannot be reached using Repeat Dialing: (T)

Calls to 800 Service numbers  
Calls to 900 Service numbers  
Calls preceded by an interexchange carrier access code  
International Direct Distance Dialed calls  
Calls to Directory Assistance  
Calls to 911

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.9 Optional Calling Features, (Cont'd.)****5.9.1 Feature Descriptions, (cont'd.)**

- AA. Speed Calling:** Permits the Customer to place calls to other telephone numbers by dialing a one or two digit code rather than the complete telephone number. The feature is available as either an eight (8) code list or a thirty (30) code list. Code lists may include local and/or toll telephone numbers. The Customer has the ability to add or remove telephone numbers and codes to/from the a speed calling list without assistance from the Company. (T)
- AB. Star 98:** Permits access to another service, such as voice mail, by dialing \*98. Call Forward Don't Answer is also required to utilize this service. Offered where facilities are available. (T)
- AC. Three Way Calling:** Permits the end-user to add a third party to an established connection. When the third party answers, a two-way conversation can be held before adding the original party for a three-way conference. The end-user initiating the conference controls the call and may disconnect the third party to reestablish the original connection or establish a connection to a different third party. The feature may be used on both outgoing and incoming. (T)
- AD. Three Way Calling with Transfer:** This feature allows a user to hold an in-progress call and complete a second call while maintaining privacy from the first call, or to add on the previously held call for a three-way conference. (T)
- AE. Surrogate Client Number:** This feature provides for a telephone number in the Customer's serving wire center from which calls will be forwarded on an intraoffice basis to the Customer's exchange service. This feature is provided subject to the availability of facilities. (N)  
|  
|  
(N)

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.10 Listing Services**

For each Customer of Company-provided Exchange Service(s), the Company shall arrange for the listing of the Customer's main billing telephone number in the directory(ies) published by the dominant Local Exchange Carrier in the area at no additional charge. At a Customer's option, the Company will arrange for additional listings for an additional charge. See Section 7.1 of this tariff.

**5.10.1 Nonpublished Service**

This optional service provides for suppression of printed and recorded directory listings. A Customer's name and number do not appear in printed directories or Directory Assistance Bureau records. See Section 7.2 of this tariff.

**5.10.2 Nonlisted Service**

This optional service provides for suppression of printed directory listings only. Parties may still obtain the Customer's number by calling the Directory Assistance Bureau. See Section 7.3 of this tariff.

**5.11 Directory Assistance**

Provides for identification of telephone directory numbers, via an operator or automated platform. Customers are provided with a maximum of 2 listings per each call to Directory Assistance. See Section 7.4 of this tariff.

**5.12 Operator Services**

Provides for live or automated operator treatment when a Customer dials "0". Operator Services can be used to assist the Customer in routing or billing for a call. Billing options include, but are not limited to, bill to originating telephone number, calling card, collect or to a third party. See Section 8 of this tariff..

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**SECTION 5 - NETWORK SERVICES DESCRIPTIONS, (CONT'D.)****5.13 IntraLATA Long Distance Services**

A Business Line Service Customer who selects the Company as its intraLATA toll carrier may, at the Customer's option, select any of the intraLATA toll plans described in Section 9 of this tariff. InterLATA and statewide Long Distance Services are also available from the Company pursuant to terms, conditions, regulations and rates as provided for in its Kentucky Tariff No. 3.

**5.14 Miscellaneous Services****5.14.1 Presubscription Services**

This service provides for the Presubscription of local exchange lines provided by the Company to the intraLATA and interLATA long distance carrier(s) selected by the Customer.

**5.15 Advanced Telecommunications/Data Services****5.15.1 Integrated Services Digital Network (ISDN) Service**

Integrated Services Digital Network (ISDN) is a set of transmission protocols that provides end-to-end digital connectivity and integration of voice, data and video, on a single Customer loop to support a wide variety of services via the public switched network. The Primary Rate Interface (PRI) consists of a 23B+D configuration with 23 64Kbps Bearer (B) digital channels and 1 64Kbps Data (D) digital channel. The B channels are designed for voice, data, image and sound transmissions. B channels can support synchronous, asynchronous or isochronous services at rates up to 64Kbps. B channels can be aggregated for higher bandwidth applications. The D channel PRI provides the out of band signaling, call control and messaging.

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**SECTION 6 - LOCAL SERVICES PRICE LIST**

**6.1 General**

Local Services are provided through the use of resold and facilities-based switching and transport facilities. The rates, terms and conditions set forth in the section are applicable where the Company provides specified local exchange services to Customers through resale of BellSouth local exchange services or through the Company's own facilities.

All rates set forth in this section are subject to change and may be changed by the Company pursuant to notice requirements established by the Kentucky Public Service Commission. (T)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.2 Lightyear Local Residential Service****(T,N)**  
**(N)****6.2.1 Lightyear Opportunity Plan****A. Lightyear Opportunity Plan**

With the Opportunity Plan, the residential Customer receives unlimited local calling, unlimited long distance calling, and all monthly recurring features on the first line ordered. Features are not included with the rate for each additional line, but may be ordered separately. Presubscription to Lightyear's long distance is required.

**B. Opportunity Rates and Charges**

Monthly Rate, First Line	\$49.99
Each Additional Line:	\$24.99

**6.2.2 Lightyear Starter Plan****A. Starter Plan**

With the Starter Plan, the Customer receives unlimited local calling and all monthly recurring features. Long distance service is available through any plan for which the Customer is eligible at rates and terms as shown in Lightyear's interexchange tariff. Features are not included in the rate for additional lines.

**B. Starter Plan Rates and Charges**

Monthly Rate, First Line	\$29.99
Each Additional Line:	\$24.99

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## SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

## 6.3 Business Line Service (T)

## 6.3.1 Monthly Recurring Charges

## A. Business Line Service (T)

The following charges apply to Business Line Service lines per month. Rates and charges include Touchtone Service for each line. (T)  
(D)

Monthly Rate, per Line

Month-to-Month: \$33.50 (I)  
One Year Term: \$31.75 (N)

## B. Hunting (aka. Rotary or Grouping)

The following charges apply to Business Line Local Exchange lines equipped with Hunting. (T)

Monthly Rate, per Line equipped with Hunting

Month-to-Month: \$5.42  
One Year Term: \$5.13 (N)

## C. Business Line Plus Calling Service (T)

Business Line Plus Calling Service is an optional combined local and intraLATA toll service package for small to medium sized business Customers. With Business Line Plus Calling Service, Customers receive Business Line Service along with intraLATA toll calling at a reduced rate. The intraLATA toll rate is not time of day or distance sensitive, and applies twenty-four (24) hours per day, seven days a week. Touchtone service is included with this service. IntraLATA toll calls are billed in full minute (60 second) increments. (T)  
(T)

Monthly Rate, per Line

Month-to-Month: \$35.49 (T)  
One Year Term: \$34.00 (N)

IntraLATA toll, per minute \$0.089

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## SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

## 6.3 Business Line Service, (Cont'd.)

(T)

## 6.3.1 Monthly Recurring Charges, (cont'd.)

## D. Business Line Expanded Distance Plan

(T) (M)

With the Business Line Expanded Distance Plan, Customers receive Business Line Service along with a specified number of minutes of toll calling at a discounted rate. Touchtone is included with this service. Calls are billed in six (6) second increments. Excess usage over the specified number of minutes is billed at a separate rate per minute. This service is provided in conjunction with interLATA and interstate service. The number of minutes available each month at the discounted rate may be applied to intraLATA, interLATA and interstate usage up to the specified limit.

(T)

(T)

## 1. Rates and Charges

Monthly rate, per Line

Month-to-Month:

\$36.50

(T)

One Year Term:

\$31.50

(T)

(N)

Toll rates

(M)

Month-to-Month:

1st 500 minutes within same billing period: \$0.069 per minute

(T)

Add'l minutes within same billing period: \$0.089 per minute

One Year Term:

1st 500 minutes within same billing period: \$0.059 per minute

(N)

Add'l minutes within same billing period: \$0.089 per minute

(N)

(N)

(M) - Material relocated from Original Page 102.2.

(D/T)

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SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

## 6.3 Business Line Service, (Cont'd.)

## 6.3.1 Monthly Recurring Charges, (cont'd.)

## E. Lightyear Comprehensive Package

(N)

Lightyear Comprehensive Package is an optional local service package plan offered to Business Customers. With this package, Customers receive Business Line Service plus all basic vertical features (except voicemail, toll restriction, and hunting) for a flat monthly charge. Lightyear Comprehensive Package is available for a minimum of term of one year.

<u>Charge, per Line</u>	<u>One Year Term</u>
Per 1-Line Package:	\$ 50.40
Per 2-Line Package:	\$ 90.00
Per 3-Line Package:	\$127.80
Per 4-Line Package:	\$161.10
Per 5-Line Package:	\$193.50
Per 6-Line Package:	\$226.80
Per 7-Line Package:	\$261.00
Per 8-Line Package:	\$294.30
Per 9-Line Package:	\$328.50
Add'l Lines over 9, each	\$ 36.00

(N)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.3 Business Line Service, (Cont'd.)****6.3.2 Other Monthly Recurring Charges****A. End-User Common Line (EUCL) Recovery Charge**

The following charge applies to recovery of End User Common Line charges billed to the Company by the Incumbent LEC.

	<u>Rate Per Month</u>	
Single Line Customer, Per Line	\$ 5.00	(I)
Multiline Customer, Per Line	\$ 7.84	
Centrex Line	\$ 6.95	(N)
ISDN BRI	\$ 6.95	
ISDN PRI	\$39.20	(N)

**B. Service Provider Local Number Portability End User Line Charge**

This charge allows a Customer, where facilities permit, to maintain the same Directory Number when changing from one telecommunications provider to another while staying at the same location. This charge also allows all customers to complete local calls to numbers that have been ported. This charge applies to all lines which are portable between telecommunications service providers. An end user line is deemed to be portable at the time the NPA-NXX serving that line is capable of providing Local Number Portability.

	<u>Rate Per Month</u>	
Primary Business Local Exchange Lines, per Line	\$0.35	
PBX Trunks, per Trunk	\$3.15	
ISDN PRI, per Line or Trunk	\$1.75	(N)
ISDN BRI, per Line	\$0.35	(N)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)**

**6.3 Business Line Service, (Cont'd.)**

(T)

**6.3.3 Nonrecurring Charges**

Nonrecurring charges apply to each line installed for the Customer. The applicable nonrecurring charges to install service are shown in Section 4.1 of this tariff. All such charges will appear on the next bill following installation of the service.

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6.3 Business Line Service, (Cont'd.)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.4 Business PBX Trunk Service**

PBX Trunk service provides a Customer with a single, voice-grade telephonic communications channel which can be used to place or receive one call at a time. Trunks are provided for connection of Customer-provided private branch exchanges (PBX) or other station equipment to the public switched telecommunications network.

PBX Trunks are available to Business Customers as Inward, Outward or Two-Way combination trunks where services and facilities permit. Service is provided at Business Local Exchange Service rates and charges as specified in Section 6.3 of this tariff.

Each PBX Trunk is provided with touch tone signaling at no additional charge. An optional per trunk Hunting feature is available for Customers which routes a call to the next idle trunk in a prearranged group (see Section 6.3).

PBX Trunks may also be equipped with Direct Inward Dialing (DID) capability and DID number blocks for additional charges (see Section 6.5).

**6.4.1 Flat Rate Service**

RATE GROUP	SERVICE TYPE PER TRUNK		
	Business Combination, Two Way or Out Dial	PBX Inbound Only	DID Inbound Only
Group 1	\$30.40	\$30.40	\$30.40
Group 2	\$31.26	\$31.26	\$31.26
Group 3	\$31.26	\$31.26	\$31.26
Group 4	\$31.26	\$31.26	\$31.26
Group 5	\$31.26	\$31.26	\$31.26

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SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

6.4 Business PBX Trunk Service, (Cont'd.)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.5 Direct Inward Dialing (DID) Service**

Direct Inward Dialing ("DID") permits calls incoming to a PBX system or other Customer Premises Equipment to be routed to a specific station without the assistance of an attendant. DID calls are routed directly to the station associated with the called number. DID service as offered by the Company provides the necessary trunks, telephone numbers, and out-pulsing of digits to enable DID service at a Customer's location. DID service requires special PBX software and hardware not provided by the Company. Such hardware and software is the responsibility of the Customer.

The following charges apply to Customers subscribing to DID service provided by the Company. These charges are in addition to recurring and nonrecurring charges for PBX Trunks as shown in Section 6.5 of this tariff. The Customer will be charged for the number of DID Number Blocks (20 numbers per block) regardless of the number of DID numbers utilized out of the available 20 numbers.

**6.5.1 Rates**

	<u>Installation Charge</u>	<u>Monthly Recurring</u>
Establish Trunk Group and Provide		
Each Group of 20 DID Working Numbers	\$456.00	\$ 3.23
Each Group of 20 DID Reserved Numbers	\$456.00	\$ 3.23
Each Non-Consecutive DID Number	\$ 1.43	\$ 0.16
Each Reserved Non-Consecutive DID Number	\$ 1.43	\$ 0.16
DID Trunk Termination:		
Per One-Way Inward Trunk	\$ 47.50	\$24.70
Each Combination Trunk w/Call Transfer	\$ 237.50	\$42.75
Multifrequency Pulsing Option	\$ 0.00	\$ 7.13
Dual Tone Multifrequency Pulsing Option, Per Trunk	\$ 0.00	\$ 7.13
Automatic Intercept Service, Per Number Referred	\$ 15.20	\$ 0.00

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.6 Optional Calling Features**

The features in this section are made available on an individual basis or as part of multiple feature packages. All features are provided subject to availability. Certain features may not be available with all classes of service. Transmission levels for calls forwarded or calls placed or received using optional calling features may not be acceptable for all some uses in some cases.

For features that are ordered with initial service, no non-recurring charges apply. For features ordered after service is initiated, an account change charge will apply as shown in Section 4 of this Tariff. (N)  
|  
(N)

**6.6.1 Features Offered on a Usage Sensitive Basis**

The following features are available to all local exchange Business line Customers where facilities and services permit. Customers may utilize each feature by dialing the appropriate access code. The Customer will be billed the Per Feature Activation Charge shown in the following table each time a feature is used by the Customer. Customers may subscribe to these features on a monthly basis at their option to obtain unlimited use of these features for a fixed monthly charge.

Optional Calling Features	Business	
Three-Way Calling	\$0.76	(I)
Call Return	\$0.76	
Busy Connect	\$0.76	
Repeat Dialing	\$0.76	(I)
Calling Number Delivery Blocking, Per Call	No Charge	

Denial of per call activation for Busy Connect, Call Return and Repeat Dialing from any line or trunk is available to Customers upon request at no additional charge. (T)

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**SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)****6.6 Optional Calling Features, (Cont'd.)****6.6.2 Features Offered on Monthly Basis**

The following optional calling features are offered to Customers on a monthly basis. Customers are allowed unlimited use of each feature. No usage sensitive charges apply. Multiline Customers must order the appropriate number of features based on the number of lines which will have access to the feature. Features are available where facilities permit.

The rates and charges below are provided on a month-to-month basis. Discounts associated with term contracts are available as specified in Section 5.6.1 of this tariff.

(T)

Optional Calling Feature	Business
Call Forwarding Variable	\$4.18
Call Forwarding Variable Multipath	\$3.37
Call Forwarding Variable with Remote Access	\$8.88
Remote Call Forwarding	\$17.58
Call Forwarding Don't Answer - Basic	\$3.66
Call Forwarding Don't Answer with Ring Control	\$3.66
Call Forwarding Don't Answer - Customer Control	\$6.65
Call Forwarding Don't Answer Multipath	\$3.37
Call Forwarding Busy Line - Basic	\$3.66
Call Forwarding Busy Line - Customer Control	\$7.03
Call Forwarding Busy Line Multipath	\$3.37
Call Waiting - Basic	\$4.18
Call Waiting - Deluxe	N/A

(D)

(M)

(M) = Re-ordered items within table on this page.

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## SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

## 6.6 Optional Calling Features, (Cont'd.)

## 6.6.2 Features Offered on Monthly Basis, (cont'd.)

Optional Calling Feature (cont'd)	Business
Caller ID - Basic	\$8.60
Caller ID - Deluxe	\$9.50
Enhanced Caller ID w/ Anonymous Call Rejection	\$15.15
Enhanced Caller ID w/ Call Management	\$16.10
Enhanced Caller ID w/ Call Management Forward Don't Answer	\$16.10
Enhanced Caller ID for Multi-line Hunt Groups	\$9.50
Anonymous Call Rejection	\$4.18
Call Block	\$4.70
Call Return	\$4.94
Call Selector	\$4.70
Call Trace	\$5.23
Calling Number Delivery Blocking (per line equipped)	\$0.00
Distinctive Ring - First Number	\$7.60
Distinctive Ring - Second Number	\$9.50
Message Waiting Indication - Audible	\$0.57 (R)
Message Waiting Indication - Audible & Visual	\$0.57 (R)
Preferred Call Forwarding	\$4.70
Repeat Dialing	\$4.70
Speed Calling (30 codes)	\$5.23
Speed Calling (8 codes)	\$4.18
Star *98	\$1.90
Surrogate Client Number	\$2.28
Three Way Calling	\$4.18
Three Way Calling with Transfer	\$5.70

(N)  
|  
(N)

(N)

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## SECTION 6 - LOCAL SERVICES PRICE LIST, (CONT'D.)

## 6.6 Optional Calling Features, (Cont'd.)

## 6.6.3 Business Line Feature Packages (T)

The following optional feature packages are available with Business Line Service: (T)

## Feature Package includes

Monthly Rate

	Month-to <u>Month</u>	One Year <u>Term</u>	(T)(N) (T)
<u>Custom:</u>			
Call Waiting, and Three Way Calling	\$ 7.95	\$ 7.50	
<u>Executive:</u>			
Call Waiting, Call Forward, and Three Way Calling	\$11.40	\$10.50	
<u>Complete:</u>			
Call Waiting, Call Forward-Variable, and Speed Call 30	\$12.00	\$11.25	
<u>Premier:</u>			
Call Waiting, Call Forward-Busy, Speed Call 30	\$12.90	\$12.00	

(N)

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings****7.1.1 General**

The following rules apply to standard listings in light face type in the white pages (alphabetical section) of the telephone directory and to the Directory Assistance records of the Company.

Only information necessary to identify the Customer is included in these listings. The Company use abbreviations in listings. The Company may reject a residence listing which is judged to be advertising. It may also reject a listing it judges to be objectionable. A name made up by adding a term such as Company, Shop, Agency, Works, etc. to the name of a commodity or service will not be accepted as a listing unless the subscriber is legally doing business under that name.

A name may be repeated in the white pages only when only when a different address or telephone number is used.

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.2 Composition of Listings****A. Names**

The following names may be included in business service listings:

1. The name of subscriber or joint user.
2. The name of each business enterprise which the subscriber or joint user conducts.
3. The name by which the business of a subscriber or joint user is known to the public. Only one such name representing the same general line of business will be accepted.
4. The name of any person associated with the subscriber or joint user in the same business.
5. The name of any person, firm or organization which subscriber or joint user is authorized to represent, or the name of an authorized representative of the subscriber or joint user.
6. Alternative spelling of an individual name or alternative arrangement of a business name, provided the listing in the judgment of the Company, is not for advertising purposes.
7. The name of a publication issued periodically by the subscriber or joint user.
8. The name of an inactive business organization in a cross-reference listing when authorized by such business or organization.
9. The name of a member of subscriber's domestic establishment when business service is furnished in the subscriber's residence.
10. The name of a corporation which is the parent or a subsidiary of the subscriber.
11. The name of a resident of a hotel, apartment house, boarding house or club which is furnished PBX service, may be included in a residence type listing with the telephone number of the PBX service.
12. The name of the subscriber to a sharing arrangement.

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.2 Composition of Listings, (cont'd.)****B. Designation**

The purpose of a business designation is to identify the listed party and not to advertise the business. No designation of the nature of the business is included if this is sufficiently indicated by the name. Where a listed party is engaged in more than one general line of business, one additional business designation may be included in the listing when necessary to identify the listed party. When a listed party has two or more listed telephone numbers or two or more business addresses, designations indicating the branches of the organization may be included where necessary to assist the public in calling.

A designation may include a title to indicate a listed party's official position, but not the name of the firm or corporation with which the individual is connected. Individual names or titles are not shown following the name of a firm or corporation. A term such as "renting agent" may be included in a listing indented under the name of a building, provided the agent maintains a renting office in such a building.

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.2 Composition of Listings, (cont'd.)****C. Address**

Each non-profit listing may, but does not have to, include the house number and street name of the establishment where the telephone service is provided. Other information, such as a building name or a locality designation, may be included to help identify the Customer.

**D. Telephone Number**

Each listing may include only one telephone number, except in an alternate telephone number listing where each number listed is considered a line for rate purposes.

A listing may include only the telephone number of the first line of a PBX system or incoming service group, except that a trunk not included in the incoming service group of a PBX system, or the first trunk of a separate incoming service group of a PBX system may be listed to meet special conditions where a corporation and its subsidiaries use the same PBX system.

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.3 Types of Listings****A. Standard Listing**

A standard listing includes a name, designation, address and telephone number of the Customer. It appears in the White Pages of the telephone directory and in the Company's Directory Assistance records.

**B. Indented Listing**

An indented listing appears under a standard listing and may include only a designation, address and telephone number. An indented listing is allowed only when a Customer is entitled to two or more listings of the same name with different addresses or different telephone numbers. For example:

Smith, John MD  
Office 125 Portland 555-4180  
Residence 9 Glenway 555-8345

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.3 Types of Listings, (cont'd.)****C. Alternate Telephone Number Listing and Night Listing**

Any listed party who has made the necessary arrangements for receiving telephone calls during his or her absence may have an alternate telephone number listing or a night listing, such as the following.

If no answer call (telephone number)  
Night calls (telephone number)  
Night calls after \_\_ PM (telephone number)  
Nights, Sundays and holidays (telephone number)  
5PM to 9AM weekdays, Saturday until 9AM, Monday and holidays  
(telephone number)

Such listing may be furnished as an indented listing or as a sub-caption. The telephone number in such a listing may be that of another service furnished the same subscriber or one of the subscriber's PBX trunks not included in the incoming service group, or the service furnished a different subscriber.

**D. Duplicate Listing**

Any listing may be duplicated in a different directory or under a separate geographical heading in the same directory. Such listing may be duplicated in indented form.

**E. Reference Listing**

A subscriber having exchange services listed under different geographical headings may have an indented listing in reference form in lieu of a duplicate listing.

**F. Cross Reference Listing**

A cross reference listing may be furnished in the same alphabetical group with the related listing when required for identification of the listed party and not designated for advertising purposes.

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES****7.1 Directory Listings, (Cont'd.)****7.1.4 Free Listings**

The following listings are provided at no additional charge to the Customer:

one listing for each individual line service, auxiliary line or PBX system.

**7.1.5 Rates for Additional Listings**

The following rates and charges apply to additional listings requested by the Customer over and above those free listings provided for in Section 7.1.4. The rates and charges below are provided on a month-to-month basis. Discounts associated with term contracts are available as specified in Section 5.6.1 of this tariff.

(T)

Type of Listing	Business Charge
Reference/Cross Reference:	
- Each listing	\$1.71
Alternate Telephone Number/Night Listing:	
- Night, Sundays & Holidays	\$1.71
- First Line	\$1.71
Additional Listings	\$1.71
Foreign Listing	\$1.71
Duplicate Listing - Non Recurring	\$5.50

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES, (CONT'D.)****7.2 Nonpublished Service****7.2.1 General**

Nonpublished service means that the Customer's telephone number is not listed in the directory, nor does it appear in the Company's Directory Assistance Records.

**7.2.2 Regulations**

This service is subject to the rules and regulations for E911 service, where applicable.

The Company will complete calls to a nonpublished number only when the caller dials direct or gives the operator number. No exceptions will be made, even if the caller says it is an emergency.

When the Company agrees to keep a number unlisted, it does so without any obligation. Except for cases of gross negligence or willful misconduct, the Company is not liable for any damages that might arise from publishing a nonpublished number in the directory or disclosing it to some. If, in error, the telephone number is published in the directory, the Company's only obligation is to credit or refund any monthly charges the Customer paid for nonpublished service.

The subscriber indemnifies (i.e., promises to reimburse the Company for any amount the Company must pay as a result of) and save the Company harmless against any and all claims for damages caused or claimed to have been caused, directly or indirectly, by the publication of a nonpublished service or the disclosing of said number to any person.

**7.2.3 Rates and Charges**

There is a monthly charge for each nonpublished service. This charges does not apply if the Customer has other listed service at the same location; if the Customer lives in a hotel, boarding house or club with listed service; or if the service is installed for a temporary period.

Nonpublished service charge, per month

Month-to-Month:	\$3.33	(T)
One Year Term:	\$3.15	(N)

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES, (CONT'D.)****7.3 Nonlisted Service****7.3.1 General**

Nonlisted service means that the Customer's telephone number is not listed in the directory, but does it appear in the Company's Directory Assistance Records.

**7.3.2 Regulations**

This service is subject to the rules and regulations for E911 service, where applicable.

The Company will complete calls to a nonlisted number.

When the Company agrees to keep a number unlisted, it does so without any obligation. Except for cases of gross negligence or willful misconduct, the Company is not liable for any damages that might arise from publishing a nonlisted number in the directory or disclosing it to some. If, in error, the telephone number is listed in the directory, the Company's only obligation is to credit or refund any monthly charges the Customer paid for nonlisted service.

The subscriber indemnifies (i.e., promises to reimburse the Company for any amount the Company must pay as a result of) and save the Company harmless against any and all claims for damages caused or claimed to have been caused, directly or indirectly, by the publication of a nonlisted service or the disclosing of said number to any person.

**7.3.3 Rates and Charges**

There is a monthly charge for each nonlisted service. This charge does not apply if the Customer has other listed service at the same location; if the Customer lives in a hotel, boarding house or club with listed service; or if the service is installed for a temporary period. (T/C)

Nonlisted service charge, per month

Month-to-Month:	\$1.73	(T)
One Year Term:	\$1.65	(N)

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**SECTION 7 - DIRECTORY ASSISTANCE AND LISTING SERVICES, (CONT'D.)****7.4 Directory Assistance Services****7.4.1 Directory Assistance**

A Directory Assistance charge applies per local and intraLATA directory assistance call. The Customer may make two (2) requests for a telephone number per call. The Directory Assistance Charge applies regardless of whether the Directory Assistance operator is able to supply the requested number. Rates and charges for interLATA Directory Assistance service are provided in Lightyear Communications, Inc.'s Kentucky Tariff No. 3.

<u>Each Local Directory Assistance Call</u>			(T)
	<u>Per Call</u>		
Within local calling area or Home NPA:			
Direct Dialed	\$0.33		
Surcharge for Operator Assistance	\$0.30		
Outside local calling area or Home NPA:			
Direct Dialed	\$0.60	(R)	
Surcharge for Operator Assistance	\$0.30		(T)

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**SECTION 8 - LOCAL AND INTRALATA OPERATOR SERVICES**

(T)

**8.1 General**

Customers may subscribe to intraLATA and interLATA operator services offered by the Company. Customers have the option of selecting another carrier as their primary intraLATA and/or interLATA long distance carrier if requested.

**8.2 Local Operator Assisted Services**

Lightyear's Local Operator Assisted Calling is available for use by presubscribed Customers only. Per call charges reflect the level of operator assistance and billing arrangement requested by the Customer.

**8.2.1 Operator Service Call Types**

- A. Customer Dialed Calling/Credit Card Call** - This charge applies in addition to local usage charges for station to station calls billed to an authorized Calling Card or Commercial Credit Card. The Customer must dial the destination telephone number and card number where the capability exists for the Customer to do so.
- B. Operator Dialed Calling/Credit Card Call** - This charge applies in addition to local usage charges for station to station calls billed to an authorized Calling Card or Commercial Credit Card and the operator dials the destination telephone number at the request of the Customer.
- C. Operator Station** - These charges apply in addition to local usage charges for non-Person-to-Person calls placed using the assistance of a Company operator and billed to the originating line, Collect, to a Third Party, by deposit of coins in Pay Telephones, or via some method other than a Calling Card or Commercial Credit Card.
- D. Person-to-Person** - This charge applies in addition to local usage charges for calls placed with the assistance of a Company operator to a particular party at the destination number. This charge applies regardless of billing method, including but not limited to billing to the originating line, a Calling Card, Commercial Credit Card, Collect, by deposit of coins in Pay Telephones, or to a Third Party. Charges do not apply unless the specified party or an acceptable substitute is available.

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## SECTION 8 - LOCAL AND INTRALATA OPERATOR SERVICES (CONT'D.)

(T)

## 8.2 Local Operator Assisted Services, (Cont'd.)

## 8.2.2 Available Billing Arrangements

- A. **Calling Card** - A billing arrangement whereby the originating caller may bill the charges for a call to an approved LEC-issued calling card. The terms and conditions of the local exchange carrier apply to payment arrangements. (D/T)
- B. **Collect Billing** - A billing arrangement whereby the originating caller may bill charges for a call to the called party, provided the called party agrees to accept the charges. The terms and conditions of the called party's local exchange company apply to payment arrangements. (T)
- C. **Commercial Credit Card** - A billing arrangement whereby the originating caller may bill the charges for a call to an approved commercial credit card. The terms and conditions of the credit card company apply to payment arrangements. (T)
- D. **Third Party Billing** - A billing arrangement by which the charges for a call may be billed to a telephone number that is different from the calling number and the called number. The terms and conditions of the third party's local exchange company apply to payment arrangements. (T)

## 8.2.3 Operator Dialed Surcharge

This charge applies to Operator Station and Person-to-Person calls for which the caller has the ability to dial the called number, but chooses instead to have the Company operator perform the dialing. This charge is in addition to any other applicable operator service charges.

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## SECTION 8 - LOCAL AND INTRALATA OPERATOR SERVICES, (CONT'D.)

(T)

## 8.2 Local Operator Assisted Services, (Cont'd.)

## 8.2.4 Rates and Charges

## A. Local Usage Charges:

No usage charges apply.

## B. Per Call Charges:

	<u>Per Call</u>
Station-to-Station	
Customer Dialed Calling/Credit Card	\$0.80
Operator Assisted Calling/Credit Card	\$2.25
Operator Station	
Billed Collect	\$2.25
Billed to Third Party	\$2.25
Person-to-Person	\$4.90
Operator Dialed Surcharge	\$0.80
Operator Dialed Surcharge - Semi-automated	\$0.50

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**SECTION 8 - LOCAL AND INTRALATA OPERATOR SERVICES, (CONT'D.)**

(T)

**8.3 Busy Line Verification and Line Interrupt Service**

Upon request of a calling party the Company will verify a busy condition on a designated local service line. The operator will determine if the line is clear or in use and report to the calling party. At the request of the Customer, the operator will interrupt the call on the busy line. Busy Line Interruption is only permitted in cases where the calling party indicates an emergency exists and requests interruption.

No charge will apply when the calling party advises that the call is to or from an official public emergency agency.

If an operator both verifies and interrupts the same call, both charges will apply.

(C/N)

Busy Verification and Interrupt Service is furnished where and to the extent that facilities permit.

The Customer shall identify and save the Company harmless against all claims that may arise from either party to the interrupted call or any person.

Per Busy Line Verification, Per Call	\$1.04
Per Line Interruption, Per Call	\$1.54

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**SECTION 9 - LONG DISTANCE SERVICES****9.1 General**

A Business Line Service Customer who selects the Company as its intraLATA toll carrier may, at the Customer's option, select any of the intraLATA toll plans described below. (T)

Customers may also subscribe to intraLATA and interLATA long distance services offered by the Company. Such services are described in the Company's Kentucky Tariff No. 3. Customers have the option of selecting another carrier as their primary intraLATA and/or interLATA long distance carrier if requested. (T)

**9.2 Long Distance Toll Options****9.2.1 Basic IntraLATA Toll Service**

A Business Line Service Customer who selects the Company as its intraLATA toll carrier and who does not select any other intraLATA toll service option provided in this tariff will receive intraLATA toll service at a rate specified below. Calls are billed in full minute (sixty second) increments. No time of day discounts apply. (T)

Rate per minute:

Month-to-Month	\$0.0644	(R)
One Year Term	\$0.0544	(N)

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## SECTION 9 - LONG DISTANCE SERVICES

## 9.2 Long Distance Toll Options, (Cont'd.)

(N)

## 9.2.2 Business Line Service Toll Saver Plans

Business Line Service Toll Saver Plans are optional intraLATA toll plans available to Business Line Service Customers. With Toll Saver Plans, blocks of time are purchased in various increments for a flat monthly charge. IntraLATA toll minutes used in excess of the block of time purchased for a given billing period are charged at an additional rate per minute. Unused minutes do not roll over to the next month. Calls are billed in six (6) second increments. No separate nonrecurring charges apply for initiation of Toll Saver Plans.

Regular monthly local service rate and charges apply in addition to the rates shown below.

<u>Plan Options</u>	<u>Monthly Rate</u>	<u>Excess Usage, per minute</u>
5 hours (300 minutes)	\$ 39.90	\$0.1330
10 hours (600 minutes)	\$ 68.40	\$0.1140
25 hours (1500 minutes)	\$142.50	\$0.0950
60 hours (3600 minutes)	\$307.80	\$0.0855

(N)

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Issued by: John J. Greive, Director of Legal Services & General Counsel  
1901 Eastpoint Parkway  
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PURSUANT TO 807 KAR 5.011,  
SECTION 2(2)  
Effective: January 22, 2001  
SECRETARY OF THE COMMISSION

KYL0006

**SECTION 9 - LONG DISTANCE SERVICES****9.2 Long Distance Toll Options, (Cont'd.)****9.2.3 Business Line Plus Calling Service**

See description in Section 6.3 of this tariff.

**9.2.4 Business Line Expanded Distance Plan**

See description in Section 6.3 of this tariff.

**9.2.5 Combo Long Distance**

This service is available to new Lightyear local exchange Customers who select Lightyear as their presubscribed long distance carrier. Intrastate service is provided in conjunction with interstate and international service.

<u>Rate per minute</u>	<u>Month-to-Month</u>	<u>One Year Term</u>
Direct Dial	\$0.0633	\$0.0544
Toll Free Calling	\$0.0733	\$0.0644

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(T)

KYL0103

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**SECTION 10 - MISCELLANEOUS SERVICES****10.1 Carrier Presubscription****10.1.1 General**

Carrier Presubscription is a procedure whereby a Customer designates to the Company the carrier which the Customer wishes to be the carrier of choice for intraLATA and interLATA toll calls. Such calls are automatically directed to the designated carrier, without the need to use carrier access codes or additional dialing to direct the call to the designated carrier. Presubscription does not prevent a Customer who has presubscribed to an IntraLATA or InterLATA toll carrier from using carrier access codes or additional dialing to direct calls to an alternative long distance carrier on a per call basis.

**10.1.2 Presubscription Options** - Customers may select the same carrier or separate carriers for intraLATA and interLATA long distance. The following options for long distance Presubscription are available:

**Option A:** Customer select the Company as the presubscribed carrier for IntraLATA and InterLATA toll calls subject to presubscription.

**Option B:** Customer may select the Company as the presubscribed carrier for IntraLATA calls subject to presubscription and some other carrier as the presubscribed carrier for interLATA toll calls subject to presubscription.

**Option C:** Customer may select a carrier other than the Company for intraLATA toll calls subject to presubscription and the Company for interLATA toll calls subject to presubscription.

**Option D:** Customer may select the carrier other than the Company for both intraLATA and interLATA toll calls subject to presubscription

**Option E:** Customer may select two different carriers, neither being the Company for intraLATA and interLATA toll calls. One carrier to be the Customers' primary intraLATA interexchange carrier. The other carrier to be the Customer's primary interLATA interexchange carrier.

**Option F:** Customer may select a carrier other than the Company for no presubscribed carrier for intraLATA toll calls subject to presubscription which will require the Customer to dial a carrier access code to route all intraLATA toll calls to the carrier of choice for each call.

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SECRETARY OF THE COMMISSION



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**SECTION 10 - MISCELLANEOUS SERVICES, (CONT'D.)****10.1 Carrier Presubscription, (Cont'd.)****10.1.3 Rules and Regulations**

Customers of record will retain their primary interexchange carrier(s) until they request that their dialing arrangements be changed.

Customers of record or new Customers may select either Options A, B, C, D, E or F for intraLATA Presubscription.

Customers may change their selected Option and/or presubscribed toll carrier at any time subject to charges specified in 10.1.5 below:

**10.1.4 Presubscription Procedures**

A new Customer will be asked to select intraLATA and interLATA toll carriers at the time the Customer places an order to establish local exchange service with the Company. The Company will process the Customer's order for service. All new Customer's initial requests for intraLATA toll service presubscription shall be provided free of charge.

If a new Customer is unable to make selection at the time the new Customer places an order to establish local exchange service, the Company will direct the Customer to the local telephone directory to select a carrier. Until the Customer informs the Company of his/her choice of primary toll carrier, the Customer will not have access to long distance services on a presubscribed basis, but rather will be required to dial a carrier access code to route all toll calls to the carrier(s) of choice.

New Lightyear Customers who are existing customers of Lightyear's underlying local exchange carrier shall have the option of retaining their existing carrier selections with no change and at no additional charge.

Customers of record may initiate a intraLATA or interLATA presubscription change at any time, subject to the charges specified in 10.1.5 below.

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## SECTION 10 - MISCELLANEOUS SERVICES, (CONT'D.)

## 10.1 Carrier Presubscription, (Cont'd.)

## 10.1.5 Presubscription Charges

## A. Application of Charges

After a Customer's initial selection for a presubscribed toll carrier and as detailed in Paragraph 10.1.4 above, for any change thereafter, an Presubscription Change Charge, as set for the below will apply. Customers who request a change in intraLATA and interLATA carriers with the same order will be assessed a single charge per line.

## B. Nonrecurring Charges

Presubscription Change Charge,

Per business line, trunk, or port:

(D/C)

To change to <u>Lightyear Communications</u>	\$0.00
To change to <u>another Long Distance Carrier</u>	\$5.00 (R)

(D)

(D)

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## SECTION 10 - MISCELLANEOUS SERVICES, (CONT'D.)

## 10.2 Code Restriction

## 10.2.1 General

Code Restriction service enables Customers to restrict certain types of toll calls from being placed over their Business Line exchange lines or PBX trunks. this capability is provided only by means of recorded announcement restriction. The various code restriction options are listed below, however, Customers may only subscribe to one option per line or trunk, or trunk group. Code Restriction is available where facilities permit.

Customers who subscribe to Code Restriction are responsible for all toll calls charged to their numbers. The Company is not responsible for, and shall not be held liable for damages of any nature which arise out of or result from, or which are in any way related to provision of this service, including without limitation, the inability to reach an operator.

## A. The following are the Restriction options available:

Option 1: Blocks 1+, 0-, 0+, 00-, (1+/0+) 411, 976, NPA 900, IDDD01+, IDDD 011+, and 101XXXX calls;

Option 2: Blocks 0-, 0+, 00-, IDDD 01+, 976 calls;

Option 3: Blocks 1+, 0-, 0+, 00-, IDDD 01+, NPA 900, 101XXXX calls;

Option 4: Blocks 976, NPA 900 calls.

## B. Monthly Rates:

The rates and charges below are provided on a month-to-month basis. Discounts associated with term contracts are available as specified in Section 5.6.1 of this (T) tariff.

Option 1:	\$4.28
Option 2:	\$4.28
Option 3:	\$4.28
Option 4:	No charge

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**SECTION 11 - ADVANCED TELECOMMUNICATIONS/DATA SERVICES**

(N/M)

**11.1 Integrated Services Digital Network (ISDN) Offerings****11.1.1 Primary Rate Interface (PRI)**

Integrated Services Digital Network (ISDN) is a set of transmission protocols that provides end-to-end digital connectivity and integration of voice, data and video, on a single Customer loop to support a wide variety of services via the public switched network. The Primary Rate Interface (PRI) consists of a 23B+D configuration with 23 64Kbps Bearer (B) digital channels and 1 64Kbps Data (D) digital channel. The B channels are designed for voice, data, image and sound transmissions. B channels can support synchronous, asynchronous or isochronous services at rates up to 64Kbps. B channels can be aggregated for higher bandwidth applications. The D channel PRI provides the out of band signaling, call control and messaging.

PRI is provided through standard four wire DS-1 (1.544Mbps) point to point, private line facilities that enables Customer control of the 24 individual channels. PRI supports 1+, 0+, 7 digit, and 10 digit Local, IntraLATA and InterLATA services, as well as 01+ and 011+ international calling. PRI allows Customers to direct voice, data and video over the Switched Network. Channels may be pre-subscribed to an IXC carrier of the Customer's choice or used with 10XXX casual dialing. PRI also allows access to network services, such as Two-Way, Incoming Only, Outgoing Only and DID.

Multiple PRI interfaces can be combined to function as one group. Utilizing a Backup D Channel arrangement, Customers are able to link up to 20 DS-1s together, providing a maximum of 479 64Kbps B channels controlled by a single D (signaling) channel.

ISDN is available for a minimum term of one year.

(N/M)

(M) = Material previously found on this page has been moved to First Revised Page 107.

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Stephan B. Bell  
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**SECTION 11 - ADVANCED TELECOMMUNICATIONS/DATA SERVICES, (CONT'D.)**

(N)

**11.1 Integrated Services Digital Network (ISDN) Offerings, (Cont'd.)****11.1.2 Primary ISDN - Rates and Charges**

- A. Primary Rate ISDN** - These rates are in addition to the applicable business line rate.

	Non-Recurring	1-Year	2-Year
	<u>Charges</u>	<u>Term</u>	<u>Term</u>
Service access line - each line	\$875.00	\$126.00	\$117.00

**B. Interoffice Channels**

1. Fixed monthly component	\$125.00	\$ 67.50	\$ 63.00
2. Each additional mile or fraction thereof	---	\$ 21.60	\$ 19.80

**C. Primary Rate ISDN, each Interface**

1. Voice/Data (standard)	\$110.00	\$360.00	\$337.50
2. Digital data only option	\$110.00	\$360.00	\$337.50
3. Inward data option	\$110.00	\$360.00	\$337.50
4. Inward data option w/extended Reach Service - Dedicated Route	\$110.00	\$360.00	\$337.50
5. Inward data option w/extended Reach Service - Final Route	\$110.00	\$360.00	\$337.50

**D. Primary Rate ISDN B-channels, each**

1. Voice/Data (standard)	\$ 5.00	\$ 59.22	\$ 54.86
2. Digital data only option	\$ 5.00	\$ 23.99	\$ 21.60
3. Inward data option	\$ 5.00	\$ 36.90	\$ 34.52
4. Inward data option w/extended Reach Service - Dedicated Route	\$ 5.00	\$ 45.00	\$ 41.40
5. Inward data option w/extended Reach Service - Final Route	\$ 5.00	\$ 60.30	\$ 55.80

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**SECTION 11 - ADVANCED TELECOMMUNICATIONS/DATA SERVICES, (CONT'D.)**

(N)

**11.1 Integrated Services Digital Network (ISDN) Offerings, (Cont'd.)****11.1.2 Primary ISDN - Rates and Charges, (cont'd.)**

<b>E. Primary Rate ISDN B-channels for use with Area Calling Service</b>			
	<u>Non-Recurring Charges</u>	<u>1-Year Term</u>	<u>2-Year Term</u>
1. B-Channels Voice/data (standard)	\$ 5.00	\$ 59.22	\$ 54.86
2. B-Channels Digital Data Only Option	\$ 5.00	\$ 23.99	\$ 21.60
Each D channel - no rate but does require provisioning.*			
Extended reach Dedicated Interoffice Channel - no rate but does require provisioning.*			
Call types (inward only, Outward only, Two-way) - no rate but does require provisioning.*			
Telephone numbers for ISDN-PRI service			
- per telephone number requested			
- Inward and 2 way calling	-	\$ 0.18	\$ 0.18
- Outbound only - no rate but does require provisioning.*			
- Inward only within standard allowance		\$ 0.18	\$ 0.18
- Inward only above standard allowance		\$ 18.00	\$ 18.00
- per Remote Number requested			
- Inward only w/ Extended Reach Dedicated Route		\$ 18.00	\$ 18.00
- per Final Number requested			
- Inward only w/ Extended Reach Service		\$ 18.00	\$ 18.00
- per Remote Number requested			
- Inward only w/ Extended Reach Final Route		\$ 18.00	\$ 18.00
- per Final Route Arrangement			
Target Local Calling Area		\$ 18.00	\$ 18.00

\* Provisioning is at Individual Case Basis depending on the Customer's network.

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## SECTION 11 - ADVANCED TELECOMMUNICATIONS/DATA SERVICES, (Cont'd.)

(N)

## 11.1 Integrated Services Digital Network (ISDN) Offerings, (Cont'd.)

## 11.1.2 Primary ISDN - Rates and Charges, (cont'd.)

	<u>One time Charges</u>	<u>1-Year Term</u>	<u>2-Year Term</u>
<b>F. Optional Offerings</b>			
1. ANSA Interoffice Mileage Primary Rate ISDN Access Line - no rate but does require provisioning.*			
2. Incoming Call Extension Max 1 call per number low use	\$ 2.00	\$ 0.27	\$ 0.24
3. Incoming Call Extension More Than 1 Simultaneous call per Number High use first Path	\$ 25.00	\$ 9.00	\$ 8.10
4. Incoming Call Extension Add'l Paths	\$ 25.00	\$ 7.20	\$ 6.48
5. Next Route Index Feature Per Analog Arrangement	\$100.00	\$ 27.00	\$ 24.30
6. Next Route Index Feature Per Analog & Digital Arrangement	\$100.00	\$ 27.00	\$ 24.30
7. Overflow feature for Extended Reach Service, Dedicated Route Arrangement Per Remote Number	\$100.00	\$ 48.60	\$ 45.00
8. Calling Name Delivery feature Per Primary Rate Interface	n/a	\$ 90.00	\$ 67.50
9. Redirecting Number per primary rate interface - no rate but does require provisioning*			

\* Provisioning is at Individual Case Basis depending on the Customer's network.

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**SECTION 12 - SPECIAL ARRANGEMENTS**

(T) (M)

**12.1 Special Construction**

(T)

**11.2.1 Basis for Charges**

(T)

Where the Company furnishes a facility or service for which a rate or charge is not specified in the Company's tariffs, charges will be based on the costs incurred by the Company and may include:

1. non-recurring type charges;
2. recurring type charges;
3. termination liabilities; or
4. combinations thereof.

**12.1.2 Termination Liability**

(T)

To the extent that there is no other requirement for use by the Company, a termination liability may apply for facilities specially constructed at the request of the customer.

**A.** The termination liability period is the estimated service life of the facility provided.

**B.** The amount of the maximum termination liability is equal to the estimated amounts for:

1. Cost installed of the facilities provided including estimated costs for rearrangements of existing facilities and/or construction of new facilities as appropriate, less net salvage. Cost installed includes the cost of:
  - (a) equipment and materials provided or used,
  - (b) engineering, labor and supervision,
  - (c) transportation, and
  - (d) rights-of-way;
2. license preparation, processing, and related fees;
3. tariff preparation, processing, and related fees;
4. cost of removal and restoration, where appropriate; and
5. any other identifiable costs related to the specially constructed or rearranged facilities.

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**SECTION 12 - SPECIAL ARRANGEMENTS, (CONT'D.)**

(T) (M)

**12.2 Individual Case Basis (ICB) Arrangements**

(T)

Arrangements will be developed on an individual case basis (ICB) in response to a bona fide special request from a Customer or prospective Customer to develop a competitive bid for a service. ICB rates will be offered to the Customer in writing and on a non-discriminatory basis.

**12.3 Contracts**

(T)

The Company may provide any of the services offered under this tariff, or combinations of services, to Customers on a contractual basis. The terms and conditions of each contract offering are subject to the agreement of both the Customer and Company. Such contract offerings will be made available to similarly situated Customers in substantially similar circumstances. Rates in other sections of this tariff do not apply to Customers who agree to contract arrangements, with respect to services within the scope of the contract.

Services provided under contract are not eligible for any promotional offerings which may be offered by the Company from time to time.

(M)

*(M) = Material found on this page was previously located on Original Page 107.*

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**SECTION 13 - PROMOTIONAL OFFERINGS**

(T)

**13.1 Special Promotions**

(T)

The Carrier may from time to time engage in special promotional trial service offerings of limited duration (not to exceed ninety days on a per Customer basis for non-optional, recurring charges) designed to attract new subscribers or to increase subscriber awareness of a particular tariff offering. Requests for promotional offerings will be presented to the Commission for its review in accordance with rules and regulations established by the Commission, and will be included in the Carrier's tariff as an addendum to the Carrier's price lists.

**13.2 Discounts**

(T)

The Company may, from time to time as reflected in the price list, offer discounts based on monthly volume (or, when appropriate, "monthly revenue commitment" and/or "time of day" may also be included in the tariff).

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# LIGHTYEAR<sup>SM</sup>

Account Name	Account Number	Invoice Number	Invoice date	From	To	Page
KY Flip Fee Test	1120	7507	07/01/00	06/01/00	06/30/00	1 of 2

Lightyear combines leading edge Data, Internet and Voice services to bring you Enlightened Communications Solutions. With Lightyear, you get top-flight customer service and a global communications presence at the local level. Thank you for being a valued Lightyear customer.

## Account Summary

Previous Balance	\$40.00
Payments	\$0.00
Adjustments	\$0.00
Current Activity Charges	<u>\$0.00</u>
<b>Total Amount Due</b> By July 31, 2000	<b>\$40.00</b>

Provided by Your Lightyear Authorized Agent  
Lightyear Communications

**ENLIGHTENED SOLUTIONS**

Retain for your records

CHECK NUMBER	DATE	AMOUNT PAID
		\$

To contact Lightyear Customer Service Center dial 1-877-295-4200

# LIGHTYEAR<sup>SM</sup>

1901 EASTPOINT PARKWAY  
LOUISVILLE KY 40223

☐ Check box for change of address (see reverse)

Detach and return this remittance form with your payment. Please make checks payable to Lightyear.

Account Number 1120  
Invoice Number 7507

Amount Due By	Amount Included
July 31, 2000	
\$40.00	\$

\* Past Due Balances Are Assessed A 1.50% Late Fee

PUBLIC SERVICE COMMISSION  
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KY Flip Fee Test  
1234 Test Way  
Louisville KY 40245

OCT 11 2000

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BY: Stephan Bull  
SECRETARY OF THE COMMISSION

Lightyear  
P O BOX 641007  
CINCINNATI OH 45264-1007

3000000112000000040005

## Special Notice

If you plan to move or wish to add a new telephone number to your service, please call our Customer Service Department at 877-295-4200. Failure to notify Lightyear that you have moved or added a new number may result in increased charges due to the fact that you may not be properly placed on Lightyear's service if you only contact your local carrier.

Should you have any questions or disputes concerning this invoice, please call our Customer Service Department at 877-295-4200 or write to us at:

Lightyear Communications, Inc.  
1901 Eastpoint Parkway  
Louisville, KY 40223  
Attention: Director of Customer Service

### Change of Address Please print and check this box on the reverse side

Account Name \_\_\_\_\_

New Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Work Phone \_\_\_\_\_ Home Phone \_\_\_\_\_

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